

APPENDIX L

CULTURAL DATA

Criteria for Local Significance
Archaeological Survey Report
Historic Evaluation/Architectural Survey Report
Deeds of Transfer
Appropriations and Statutes for the Women's Relief Corps Home

Criteria for Local Significance

CRITERIA FOR LOCAL SIGNIFICANCE

Adopted by City Council on April 8, 2004

Qualified Historic Resource

Any building, site, or property in the City that is 50 years old or older and meets certain criteria of architectural, cultural, historical, geographical or archeological significance is potentially eligible.

Criterion for Historical or Cultural Significance

To be historically or culturally significant, a property must meet at least one of the following criterion:

1. The site, building or property has character, interest, integrity and reflects the heritage and cultural development of the city, region, state, or nation.
2. The property is associated with a historical event.
3. The property is associated with an important individual or group who contributed in a significant way to the political, social and/or cultural life of the community.
4. The property is associated with a significant industrial, institutional, commercial, agricultural, or transportation activity.
5. A building's direct association with broad patterns of local area history, including development and settlement patterns, early or important transportation routes or social, political, or economic trends and activities. Included is the recognition of urban street pattern and infrastructure.
6. A notable historical relationship between a site, building, or property's site and its immediate environment, including original native trees, topographical features, outbuildings or agricultural setting.

Criterion for Architectural Significance

To be architecturally significant, a property must meet at least one of the following criterion:

1. The property characterizes an architectural style associated with a particular era and/or ethnic group.
2. The property is identified with a particular architect, master builder or craftsman.
3. The property is architecturally unique or innovative.
4. The property has a strong or unique relationship to other areas potentially eligible for preservation because of architectural significance.
5. The property has a visual symbolic meaning or appeal for the community.
6. A building's unique or uncommon building materials, or its historically early or innovative method of construction or assembly.
7. A building's notable or special attributes of an aesthetic or functional nature. These may include massing, proportion, materials, details, fenestration, ornamentation, artwork or functional layout.

Criterion for Geographical Significance

To be geographically significant, a property must meet at least one of the following criterion:

1. A neighborhood, group or unique area directly associated with broad patterns of local area history.
2. A building's continuity and compatibility with adjacent buildings and/or visual contribution to a group of similar buildings.
3. An intact, historical landscape or landscape features associated with an existing building.
4. A notable use of landscaping design in conjunction with an existing building.

Criterion for Archaeological Significance

For the purposes of CEQA, an "important archaeological resource" is one which:

1. Is associated with an event or person of:
 - A. Recognized significance in California or American history, or
 - B. Recognized scientific importance in prehistory.
2. Can provide information, which is both of demonstrable public interest, and useful in addressing scientifically consequential and reasonable or archaeological research questions;
3. Has a special or particular quality such as oldest, best example, largest, or last surviving example of its kind;
4. Is at least 100 years old and possesses substantial stratigraphic integrity; or
5. Involves important research questions that historical research has shown can be answered only with archaeological methods.

Definition of Integrity

Integrity refers to a property's ability to convey its significance. Significance is conveyed by the retention of a resource's visual and physical characteristics and its surroundings. The National Register criteria recognize seven aspects to integrity. The seven aspects of integrity are location, design, setting, materials, workmanship, feeling, and association. To retain historic integrity, a property will always possess several, and usually most, of these aspects.

Properties must have sufficient integrity in addition to meeting the criterion for significance in order to be considered a qualified historic resource.

Archaeological Survey Report



holman & ASSOCIATES

Archaeological Consultants

"SINCE THE BEGINNING"

3615 FOLSOM ST. SAN FRANCISCO,
CALIFORNIA 94110 415/550-7286

Shannon George
Dave Powers & Associates
1885 The Alameda
San Jose, CA 95126

October 9, 2002

Dear Ms. George:

RE: ARCHAEOLOGICAL LITERATURE REVIEW AND FIELD INSPECTION OF THE
WINCHESTER U.C. RESEARCH CENTER PROJECT AREA, SAN JOSE, SANTA CLARA
COUNTY, CALIFORNIA

At your request I have completed an archaeological field inspection and literature review for the approximately 17 acre project area located on the west side of North Winchester Boulevard at Dorcich Street in San Jose, Santa Clara County, California. No evidence of prehistoric or historic cultural resources were noted during the field inspection. This report contains a summary of information gained to date.

PROJECT DESCRIPTION

The proposed project area consists of an approximately 17 acre rectangular shaped parcel of land located on the west side of Winchester Boulevard between the major arteries of Stevens Creek Boulevard and Forest Avenue in San Jose. Located on the San Jose West U.S.G.S. map of the area, the actual borders of the property are Winchester on the east, housing bordering Dorcich Street on the south, houses bordering Henry Avenue on the west, and houses along Forest Avenue on the North. Currently the parcel is being used for agricultural purposes: a main office and a series of sheds/barns are found at the eastern end of the project and appear to date from the 1950s to more recently; the remainder of the acreage is comprised of fallow 1 acre or less plots, several orchards, an area of bamboo and other area which contained plots of lawn turf, tomatillos, tomatoes, garlic and other crops.

Of the entire area, approximately 60% of the ground surface was exposed enough to allow a visual inspection; the remainder is covered either by structures or vegetation dense enough to obscure the ground. The visible soil is fairly consistent throughout, consisting of a sandy silty gray loam with alternating areas of abundant naturally occurring gravels and other areas almost devoid of rock materials. This pattern seems to be natural and not the result of the importation of fill materials: the property is shown on the 1960 U.S.G.S. map as the Holderman

Sanitarium and comprising the exact amount of open space as the current users of the property, suggesting that there has been little land alteration in the 20th century other than the probable removal of some structures associated with the sanitarium when the use of the land changed.

ARCHIVAL RESEARCH

Prior to the actual field inspection, this author personally completed a literature review at the Northwest Information Center (NWIC, file no. 02-287) located at Sonoma State University to check for recorded archaeological sites in or immediately around the project area, and any indications that the property had been formally surveyed in the past.

There are no historic or prehistoric archaeological sites recorded inside or within 500 feet of the project area; the nearest historical landmark is the Winchester Mystery House located near Highway 280. Additionally there have been no archaeological surveys of the project area or of any of the properties surrounding it, probably because the subdivisions bordering the property and west of Winchester were probably in place by the end of the 1960s, well before CEQA requirements for cultural resource studies came into effect.

DESCRIPTION OF FIELD INSPECTION

The visual inspection of the project area was conducted by this author by walking transects sufficient to cover all open ground within the project area; as mentioned above, approximately 60% of the ground surface was visible at the time of the field inspection during the first week of October. The ground was inspected for the typical indicators of aboriginal use or occupation of this portion of the Santa Clara Valley: darker than surrounding soils, evidence of fires (ash, charcoal, fire altered rock or soils), concentrations of stone, bone or fresh water shellfish, and artifacts of these materials.

The concentrations of natural gravels found mainly in the northern half of the property consist of a mixture of small polished pieces of sandstone, basalt and cherts. Numerous examples of these materials were inspected for any signs of utilization or deliberate modification, but none were found, other than classic examples of materials broken or scraped by plows and disc harrows over the years of agricultural use.

FINDINGS/RECOMMENDATIONS

In summary, no evidence of aboriginal use and/or occupation of the project area was noted during the field inspection, and no concentrations of historic debris were noted which may have been associated with the former use of the parcel as a sanitarium. Other than the construction of the farm support buildings and the preparation of plots of land for experimental crops, the property has seen very little historic land alteration.

There is however, some possibility that future construction activities to develop the site

could turn up materials obscured by the vegetation and buildings on the property, or more deeply buried by the buildup of silty soils found there. This report does not recommend that mechanical subsurface testing be undertaken and does not recommend that construction activity be monitored by an archaeologist. Construction crews should however be alerted to the potential for the discovery of buried archaeological materials and should be instructed to stop work within 50 feet of the discovery of any of the site indicators described in this report until they have been inspected by a qualified archaeologist.

If it is discovered that an intact archaeological deposit exists in areas which will be impacted by future construction related grading or trenching, it will be the project sponsor's obligation to submit a proposal for evaluative testing of the deposit as required under CEQA guidelines before any program for the mitigation of impacts to significant archaeological deposits can be adopted. Mitigation takes the form of continued archaeological monitoring and the recording and/or removal of significant archaeological materials or information for later analysis, and could include a program of hand excavation of portions of the archaeological site in impact areas.

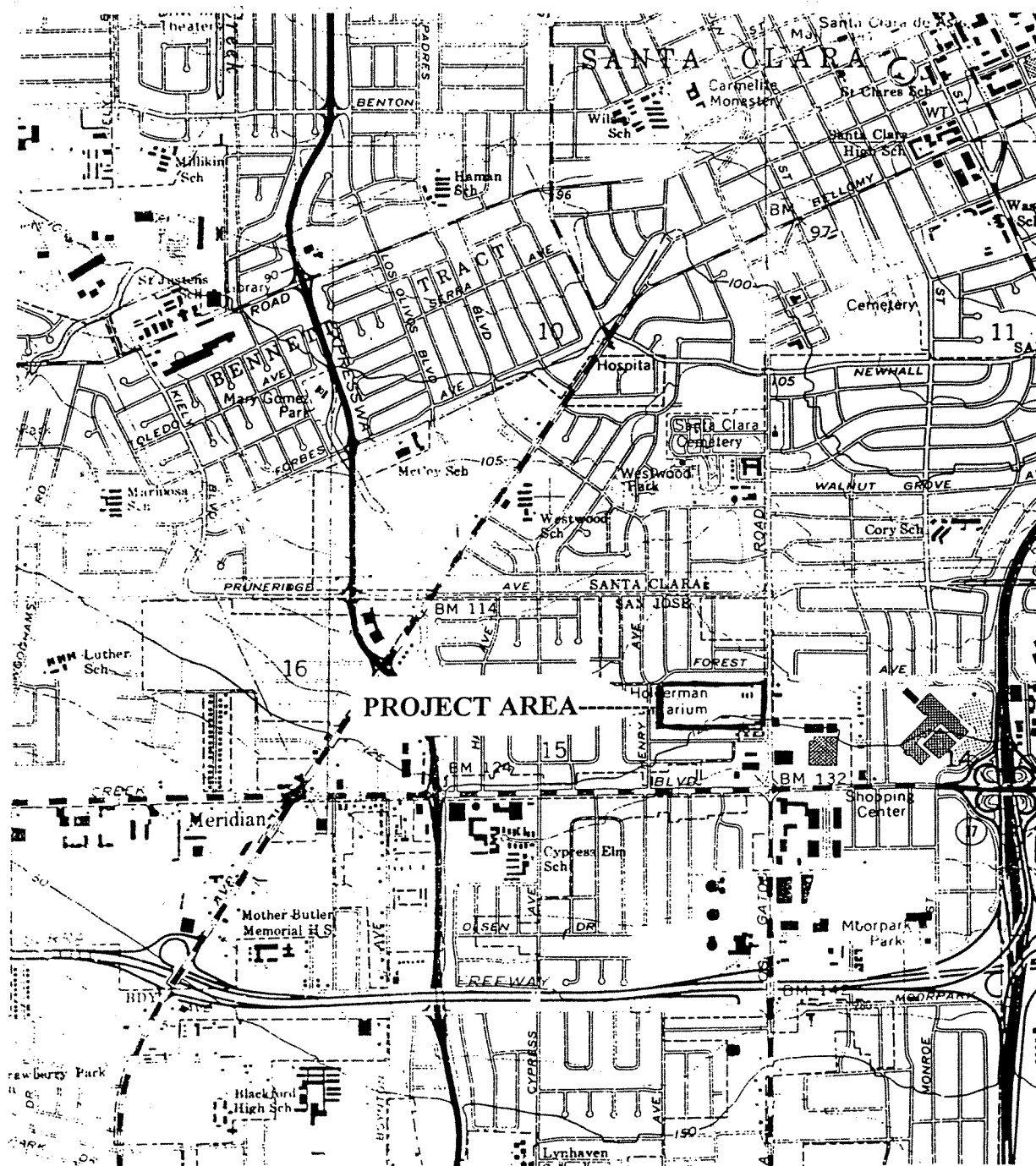
Sincerely,

A handwritten signature in black ink, appearing to read 'Miley Paul Holman', with a long horizontal flourish extending to the right.

Miley Paul Holman
Holman & Associates

WINCHESTER U.C. RESEARCH CENTER PROJECT AREA
SAN JOSE, SANTA CLARA COUNTY, CALIFORNIA

SAN JOSE WEST U.S.G.S MAP



Historic Evaluation/Architectural Survey Report

HISTORIC EVALUATION REPORT

**BAY AREA RESEARCH & EXTENSION CENTER
Office of Veterans Affairs**

68 & 90 NORTH WINCHESTER BOULEVARD

CITY OF SANTA CLARA, SANTA CLARA COUNTY, CALIFORNIA

FOR

**DAVID J. POWERS & ASSOCIATES
1885 The Alameda, Suite 204
San Jose, CA 95126**

ATTN: Ms. Shannon George

BY

**WARD HILL
CONSULTING ARCHITECTURAL HISTORIAN
3124 Octavia Street
San Francisco, CA 94123**

October, 2002

TABLE OF CONTENTS

I.	Introduction.....	4
II.	Historical Background.....	5
III.	Description of Historical Resources.....	11
IV.	Historic Evaluation	13
V.	Impacts & Mitigation.....	15
VI.	Bibliography.....	17

Attachments

DPR 523 Forms

Primary Record & Building, Structure & Object Record

90 North Winchester Boulevard

68 North Winchester Boulevard

I. INTRODUCTION

The project proposes residential rezoning of an 18 acre parcel owned by the State of California. The current uses of the property are the 17.5 acre Bay Area Research and Extension Center (BAREC) property, an agricultural research station of the University of California, at 90 North Winchester Boulevard, and a Department of Veteran's Affairs office building at Winchester Boulevard. The historic name of the BAREC property is the University of California Deciduous Fruit Field Station.

Mr. Ward Hill¹, consulting Architectural Historian, conducted a detailed survey of the buildings on the project site October 7, 2002. The survey identified nine buildings on the project site. The buildings on the project site include a lab/office building, shop, greenhouses and related structures on the BAREC property. The Office of Veterans Affairs building is modern building dating from 1959. During the survey, Mr. Hill physically examined and photographed the exterior and interior of the BAREC buildings in order to prepare written descriptions, noting exterior and interior alterations.

Mr. Hill conducted archival research conducted during October, 2002. The research concentrated on the history of the BAREC operation and the University of California Agricultural Extension. Research was also conducted on the history of the City of Santa Clara for the historic context statement. Archival research was conducted in local repositories of historical records, including the the Biosciences Library and the Bancroft Library, University of California, Berkeley; Local History files and the Santa Clara County Historical and Genealogical Society collection, Santa Clara City Library; the California Room at the Martin Luther King, Jr. Public Library, San Jose, the archives of San Jose Historical Museum, San Jose, in addition to local historical materials available in Mr. Hill's personal collection of historical materials. Fred Perry and Luzanne Martin with the University of California Research and Extension Centers Administration Office, Davis, California provided valuable background on the history of BAREC property from their files. Mr. Hill also interviewed Edwin Amstutz, brother of Alfred Amstutz, ex-superintendent of the BAREC operation and Ann Schuering, a noted expert and writer on the history of California agriculture.

The buildings on the project site have not been previously evaluated under any local, state or federal historic designation criteria. The following historic evaluation was conducted as per the requirements of the California Environmental Quality Act (CEQA). For purposes of CEQA compliance, an historic resource is a resource listed in, or determined eligible for listing in, the California Register of Historical Resources. None of the buildings on the project site appear to be eligible for the California Register of Historical Resources. Consequently, the proposed project will not have a significant effect on historic resources.

¹ Mr. Hill (M.A. Architectural History, University of Virginia, 1983) has worked as an architectural historian and in the historic preservation field for 18 years. He has completed numerous reports evaluating historic buildings under both CEQA and Section 106 of the National Historic Preservation Act.

II. HISTORICAL BACKGROUND

General Background

The Spanish and Mexican Period

Father Junipero Serra founded the original Mission Santa Clara de Asis on the banks of the Gaudelupe River in January, 1777. The present location is near the Central Expressway and De La Cruz Boulevard in Santa Clara. The *Pueblo de San Jose de Guadalupe* was established in November 1777 as the first civic settlement in Alta California. The mission was the eighth of the 21 missions founded during the Spanish Period. A flood in 1779 destroyed the first mission. The padre moved the mission to what is today the University of Santa Clara campus. An earthquake in 1818 destroyed the second mission. The third mission church was built in 1822 on its current site on the University of Santa Clara campus. This mission was partially rebuilt after the earthquake in 1868. Destroyed by fire in 1926, the third mission was replaced with the reconstruction extant today.

The Mexican revolt against Spain (1822) followed by the secularization of the missions (1834) changed land ownership patterns in the Santa Clara Valley. Mission Santa Clara was secularized in 1836. Only 300 Indians lived at the mission by 1839. The Spanish philosophy of government was directed at the founding of presidios, missions, and secular towns with the land held by the Crown, whereas the later Mexican policy stressed individual ownership of the land (Findlay 1980:6). During the Mexican Period, vast tracts of land were granted to individuals, including former Mission lands which had reverted to public domain. In the Santa Clara Valley, 17 parcels were granted from Pueblo Lands, and 13 from the lands of Mission Santa Clara. In 1844, James Forbes received a grant for *El Potrero de Santa Clara*, the mission land bounded by the Guadalupe River and The Alameda. The general trend for granting these lands was to give away the land farthest from the Pueblo and Mission first. Each grant also usually contained both valley and uplands acreage as well as access to a water supply (Broek 1932:44-45).

The waterfront of the *Embarcadero de Santa Clara* (later Alviso), originally developed to allow the early Spanish settlements water access, functioned as one of the foremost points of access for the trade that coursed up and down the Guadalupe River. Native Americans were employed in the trade and often manned large boats to reach ships at anchor to exchange hides and tallow, lumber, quicksilver and agricultural products for imported trade goods. Hides and tallow, and later ore from the New Almaden Mines were loaded on rafts or other flat boats and shipped down the Guadalupe.

American Period

In 1848, California became a United States territory as a result of the Treaty of Guadalupe Hidalgo ending the war with Mexico. California was not formally admitted as a state until 1850. After California was admitted as a state, Santa Clara County was one of the original 27 counties

created by the California legislature. 1848 was also the year of the Gold Rush that brought a massive influx of immigrants to California from all parts of the world. California's 1848 population of less than 14,000 (exclusive of Indians) increased to 224,000 in four years. With the beginning of the American period, the population explosion resulting from the Gold Rush created a market for a wide range of agricultural products. As more and more gold seekers became discouraged with mining, they turned to farming as a livelihood. Farmers started to raise crops and livestock for sale, not just to be self-sufficient.

The population of the Santa Clara Valley expanded as a result of the Gold Rush (1848), followed later by the construction of the railroad to San Francisco (1864) and the completion of the transcontinental railroad in 1869. Throughout the late nineteenth century in the Santa Clara Valley, rancho, Pueblo, and mission lands were subdivided as the result of population growth, the Anglo-American takeover, and the confirmation of property titles. Prior to the legal resolution of titles, the transfer of real estate was extremely risky. Large cattle ranches were converted to farming varied crops, and this agricultural land-use pattern continued throughout the American Period.

Upon the transfer of California government from Mexico to the United States in 1848, American settlers in Santa Clara promoted a survey of the town on the land adjoining the mission in the typical American grid pattern. Pioneer William Campbell parceled the land into lots of 100 square yards in 1850. The grant of a lot came on the condition that a house would be built in the next three months. The area included the original grid about 2 miles long and 1.5 miles wide. The town of Santa Clara was incorporated in July, 1852. The California legislature increased Santa Clara's town limits by 1,950 acres in 1856.

Santa Clara was the site of two significant early educational institutions in the California. The Catholic Archbishop in San Francisco instructed the Jesuit priest Father Nobili to renovate the deteriorated mission buildings into a college. Santa Clara College had 12 students when it opened in 1851. The University of the Pacific opened in Santa Clara in 1852 (it moved to San Jose in 1871, than later to Stockton).

The first major business in Santa Clara was the commercial hide tanner Wampach Tannery, established in 1848. The business became Eberhard Tannery in 1866 after its purchase by Jacob Eberhard. The company made fine leather goods in Santa Clara until it closed in 1953. Santa Clara also had a number of large seed farms such as J.M Kimberlin & Company and R.W. Wilson Seed Company, later Ferry Morse, one of the world's largest seed producers. Founded in 1874, the Enterprise Mill & Lumber Company became the Pacific Manufacturing Company in 1880 after its acquisition by James Pierce. Pacific Manufacturing was the region's largest lumber manufacturer. Other Santa Clara businesses in the 1870s included the Cameron Hotel, the Bank of Santa Clara and the town first newspaper, *The Santa Clara Echo* (Thompson & West 1876:15).

In the early American Period, the main agricultural product in California was wheat and the type grown in the Santa Clara Valley was considered to be higher quality than other areas of California. Santa Clara County's wheat production increased from 600,000 bushels to a peak of almost 3 million bushels in 1878. Wheat farming declined in California by the 1880s because yields dropped from not rotating crops and the development of competing wheat growing areas like Australia and Argentina (Hilbert and Lewis 1984:2). The development of irrigation and new transportation systems in California also led to wheat being replaced by more lucrative crops, like fruit and vegetables. The opening of the transcontinental railroad also made it easier to ship fresh and canned products to the major cities in the east coast.

The drop in wheat production coincided in Santa Clara County with a shift to fruit growing as the basis of the local agricultural economy. Horticulture had early roots in San Jose with the work of Louis Pellier, Antoine Delmas and William Daniels in developing orchards and fruit varieties for the growing conditions. The 1853 Pioneer Horticultural Society founded in San Jose provided a forum for nurseryman to meet and to promote of local horticulture. The First State Agricultural Fair was held in 1856 in San Jose with the Santa Clara County orchardists winning most of the awards. In the 1870s, prunes became the predominant crop in the Santa Clara Valley, with other fruits, like apricots and cherries, and grape vineyards, also contributing to the economy. Dried fruit production exceeded fresh fruit because of its ease of shipping and low spoilage. Both Santa Clara and Campbell vied for the title of the Prune Capitol of the World. The fruit canning industry began in 1871 when Dr. James Dawson founded the area's first commercial cannery, later known as the San Jose Fruit Packing Company. With the numerous orchards near Santa Clara, fruit canning became a major industry with A. Block Fruit Company one of the largest.

Santa Clara had a population of 3,000 in 1880. In 1885, the California Legislature established Agnew State Hospital, the first state hospital for caring for the mentally ill, just north of Santa Clara in the town of Agnew (Santa Clara annexed this area in the 1950s). In 1889, the *Santa Clara Journal* published its first newspaper and in 1891, Santa Clara completed construction on a new city hall at Benton Street and Main. The city established its own electrical utility in 1896. The population of Santa Clara increased to 3,650 by 1900. The most serious damage from the 1906 earthquake was to Agnews State Hospital where 112 patients died. The buildings had to be largely rebuilt because of earthquake damage. The Pacific Manufacturing Company, however, prospered after the earthquake, supplying lumber to rebuild the extensive devastation in San Francisco. The population of Santa Clara increased to 4,348 as many San Francisco residents fled to the surrounding towns.

In 1912, Santa Clara College changed its name to the University of Santa Clara. Santa Clara built a new Town Hall at Franklin and Washington Streets in 1913. The town library moved to the new Town Hall. By 1920, the town of Santa Clara's population reached 5,220. In 1927, the town of Santa Clara became officially the City of Santa Clara. The City's population was 6,300 in 1930.

Food processing was still the main source of livelihood into the Depression years of the 1930s. The Santa Clara Valley had 120,000 acres in prunes worth \$ 15 million, and the dehydrators produced 100 million tons a year (Christiansen et al 1996:159). The City of San Jose alone had 22 canneries in 1930, most locally owned, and 13 fruit drying plants. Migrant workers picked the fruit and seasonal cannery workers canned it for shipment all over the world. The vast majority of orchards in the valley were 100 acres or less, tended by families from Southern European countries, some of who had their fruit stands. The relationship between growers and processor was often hostile during the 1930s, with many growers forming cooperatives to negotiate prices with the canneries. In 1939, the growers went on strike against the canneries protesting the low prices offered for their fruit. The cannery workers went on strike in 1931 because of wage reductions.

A major change in the focus of the Santa Clara Valley economy occurred in 1933. When the Naval Air Station in Sunnyvale opened in 1933, a variety of other military related industries started up in the area. The military presence also helped reduce the impact of the economic downturn of the 1930s on the local populace. The beginning of World War II brought a huge influx of population and investment by the federal government because of Moffitt Field or other military research facilities. The federal government invested \$ 35 billion in California during the War years. The Depression and war eras "marked the beginning of economic dependence on military contracts and the business of war" (Ignoffo 1994: 60). Originally producing equipment for the canning industry, the Food Machinery Corporation (FMC) in San Jose shifted its focus to the production of military equipment. The company remained a supplier to the Defense Department after the War.

The change in the economic focus led to eventual demise of the agricultural economy and the rise of the electronics industry in Santa Clara County. The economic changed led to the opening of the region's first major airport, San Jose Municipal Airport near Santa Clara, dedicated February 1, 1949. The expanding urbanization of Santa Clara in the 1940s and early 1950s helped spur the development of new housing for a non-farm population of working families, cannery and railroad workers, plumbers, carpenters, drivers and construction workers. In 1940, Santa Clara County had 150,000 acres of orchards and a population of 174,949; by 1950, the population rose to 289,000 while orchard acreage decreased to 86,000 (Loomis 1985:28). The population of Santa Clara was 11,700 in 1950. During the 1950s and 1960s, many of City of Santa Clara industries with roots in the 19th century, such as Eberhard Tanning and Pacific Manufacturing, closed. The population of the City of Santa Clara reached 83,500 in 1966.

In recent decades, Santa Clara has become an urban center with multi-unit housing, commercial centers, and many growing businesses, such as Intel and 3Com, in the electronics industry as "Silicon Valley" has grown. The City of Santa Clara had a population of 93,600 in 1990. The Silicon Valley boom of the 1980s and 1990s has dramatically altered the regional landscape; industrial parks, commercial districts and housing subdivisions have taken the place of the orchards that once flourished in the project area and in the Santa Clara Valley as a whole.

Historic Background: University of California Agricultural Extension

Modern agricultural research had its origins in the 18th century Enlightenment belief in the human's ability to make progress through the rational application of the scientific method. Prior to the 18th century, agricultural practice had remained essentially unchanged since the period of the Roman Empire. In the United States, Thomas Jefferson and Benjamin Franklin both conducted experiments to improve various agricultural methods. Special groups in Europe and America investigating various agricultural problems formed in the 18th century to discuss and correspond about their experiments. Organized in 1785, the Philadelphia Society for Promoting Agriculture was the first society of its type in the United States. Agricultural societies numbered in the hundreds by the mid-19th century and state legislatures supported state boards of agriculture. Six states had farmer's institutes by the early 1860s.

The United States Department of Agriculture (USDA) was formed in 1862, the same year the federal Morrill Act passed providing federal land grants to each state for the endowment of at least one College dedicated to teaching of agriculture and the "mechanic arts". The University of California was created in 1869 (originally in Oakland, later in Berkeley) by state legislation to take advantage of the Morrill Act. Ezra Carr was the University's first professor of Agriculture, Agricultural Chemistry and Horticulture. In 1887, the Hatch Experiments Station Act established agricultural experiment stations in land grant colleges. During the 1890s, land grant colleges began to offer short courses and traveling schools to farmers to improve agricultural methods. Cornell University led the nation with extension projects with grape growers in New York in 1894 (Scheuring 1989: 8). In 1897, the University of California created the Department of University Extension in Agriculture with E.J. Wickson as director. The Agricultural Extension expanded its activities by offering correspondence courses on a variety of agricultural topics in 1903.

In 1909, a federal Commission on Country Life recommended a nation-wide extension system to bring the resources of the agricultural colleges to farmers. The Smith Lever Act of July, 1914 created a national system of county agricultural agents/advisors through the USDA and the sponsorship of the state land grant colleges. Anticipating the national act, the University established its Division of Agricultural Extension within its Department of Agriculture in May, 1914. B.H. Crocheron was the first Director. The University's agricultural division began its Research and Extension Center system to research regional problems in 1912. Under the Smith Lever Act, the first county farm advisors were in San Diego, San Joaquin and Yolo Counties. Their work was strictly educational and not regulatory. The USDA paid for 18 percent operating costs of the County Extension Cooperatives, the counties paid for office and clerical staff and the University paid for the balance (Anonymous 1964:CL3). The agricultural extension service and the university experiment stations work together as a team, with the station conducting research and the extension adapting it to local conditions. The Santa Clara County research center – known as the Deciduous Fruit Station – opened in 1920 on leased land in Mountain View (later moving to its current site in Santa Clara in 1928).

In 1934, the Agriculture Adjustment Administration (administered by the Extension) was formed to help farmers stabilize their incomes during the Depression. The program reduced production through agreements with farmers. As part of the war effort in the 1940s, the Extension produced brochures on blackout strategies for farm buildings, rural fire protection and home food production (Scheuring 1989:33). The post-World War II period was one of significant growth for the Extension as an array of new technologies was introduced, including drugs, chemical and machinery. By the 1960s, the Extension expanded its research and advising from commercial farmers to part-time farmers and non-farm audiences, including public land officials, turf growers, floriculturists, golf course managers and landscapers. In 1964, the Extension had 532 farm advisors and specialists, working in 50 general fields and in several hundred crops. The focus of the Experiment Stations has been on basic and long-term research while the Extension service engaged in adaptive fieldwork and immediate problem solving.

The University of California Deciduous Fruit Field Station, Santa Clara, California

Originally known as the University of California Deciduous Fruit Field Station, the Bay Area Research and Extension Center (BAREC) was established in the Santa Clara Valley in 1920 for investigating problems pertaining to the growth and care of deciduous fruits (Amstutz 1959). The station was planned to serve growers in California's central coast counties. The station initially leased 5 acres in Mountain View that existing buildings that could be converted to office and laboratory space. Dr. W.L. Howard was director. The station's early research focused on brown apricot scale control, the control of brown rot in apricots, irrigation and pruning methods and work on oakroot fungus. When the Mountain View station closed in 1926, the station moved to a temporary site in the Willow Glen area of San Jose.

The station moved to its permanent new location on the Santa Clara/Los Gatos Road (later Winchester Boulevard) in 1928. Dr. B. A. Rudolph, who worked as a plant pathologist at the station, became the superintendent. The University leased 13 acres here from the Woman's Relief Corps Home, a state institution providing housing to indigent widow and daughters of veterans of the Civil War. The State of California purchased this site in four parcels from A.E. Osbourne between 1921 and 1924. A new laboratory/office building and a shop/machinery storage building were completed in late 1928. Research activity at the declined in the late thirties as staff was moved to Berkeley and Davis. Apparently only Dr. Rudolph worked at the station during the war years.

In 1947, after the legislature closed the women's home to future applicants, several organizations tried to take control of the property, including the Santa Clara County Welfare Department. A number of agricultural organizations served by the experiment station lobbied for the continuance of the Deciduous Fruit Station because the Extension considered closing the Santa Clara station. The University opened and closed research stations regularly depending on the needs of different areas they served in the state (Scheuring 2002). After the University of California decided to keep the Santa Clara station operating, the state transferred 13 acres of the

property to the University in 1952. The Station's administration was also transferred to the Field Station Administration in Davis.

When Dr. Rudolph passed away in June, 1953, Alfred Amstutz became the station superintendent. Amstutz had worked at the station since it opened in 1928. According to Edwin Amstutz, Alfred Amstutz research focused on strawberry varieties and tomatoes for canning (Amstutz 2002). A short 1959 history of the Deciduous Fruit Field Station written by Alfred Amstutz indicated that the "successful projects completed at the station" included a spray program for apricot brown rot, control programs for weevils, aphids, cyclamen mite, walnut blight and oakroot fungus, production and release of 5 varieties of strawberries, ESSRR canning tomato resistant to verticillium; research on other plants attacked by verticillium. When the Women's Relief Corps buildings were demolished in 1963 five additional areas became part of experiment station.

The station research shifted to ornamental crops in the 1960s as subdivisions and office/research parks replaced Santa Clara County's fruit orchards. The original focus of the station (reflected in its name as a Deciduous Fruit Station) had obviously become obsolete. The California State Florist Association financed the construction of three greenhouses at the research station. The research in the greenhouses focused lilies and mums. The potting shed near the greenhouses dates from 1971. Research also focused in turf grass and landscape plants, like iceplant, oleander and pine. The station address changed from 125 to 90 North Winchester after the property was annexed by the City of Santa Clara in 1977. In 1995, the field stations became Research and Extension Centers so the Deciduous Fruit Station was renamed the Bay Area Research and Extension Center. The property recently transferred back to the State of California since the Extension decided to close BAREC.

III. DESCRIPTION OF HISTORIC RESOURCES

(the photos and sketch plan referenced are included with the attached DPR 523 forms)

The flat, rectangular shaped 17.5 acre Bay Area Research and Extension Center (BAREC) property has a tall hedge and wall largely shielding views of the property from North Winchester Boulevard. The majority of the property is planted with various crops. A cornfield occupies much of the central area. An apple orchard is at the southwest corner adjacent to a windrow of trees and a small vineyard. An area with turf grass is near Winchester Boulevard. The property is an area of suburban residential and commercial retail uses.

The BAREC property has its main building complex at the northeast corner. The main complex includes eight buildings. The original 1928 buildings on the site are the lab/office and the shop. The other six buildings – 3 greenhouses, restroom building, pesticide building and potting shed – are modern structures dating from the 1970s. Other structures include a small pump house, water tank and an open storage shed. About 200 feet southwest of the main complex are two additional buildings – equipment shed and storage building (both from 1977).

The paved driveway and exit leading to Winchester Boulevard are north and south of the office/laboratory building (Photo 1). A chain link fence, several small trees and a box hedge are in front of the office/lab and paved parking area is at the rear of the building. Several small shrubs and trees are adjacent to the side facades. The irregular plan office/lab has a hipped roof covered with asphalt shingles and stucco exterior walls (Photo 2). Stylistically, the building resembles a bungalow style house of the period. The single-story front section steps up to a two-story rear section. Structurally, the building is stud wall, wood-frame construction with a concrete foundation. A stucco chimney projects from the east slope of the roof. The building primarily has one over one, wood-sash, double-hung windows. The main entrance door on the east façade is below a small shed roof supported by square columns with classical moldings (Photo 3). The building has subsidiary doors, one on the south and two on the north facades (Photo 4). Three garage doors are on the west façade. From the front door, one enters a reception area adjacent to a small office. The original plans indicate seven laboratories (now used as offices) occupied most the interior space. The first floor has a large laboratory area north of the office (Photo 5) and a small lab south of the reception area. A stair from the reception area leads hallway opening to five small labs on the second floor. The labs have tongue and groove siding on the walls and ceiling and cabinets on one wall (Photo 6). The basement area includes a kitchen, garage and furnace room.

Directly west of the lab/office is the machinery storage/shop building (Photos 7 & 8). This simply detailed, single-story building has a double gambrel roof covered with asphalt shingles. The roof eaves have exposed rafters. The stud-wall, wood-frame is covered with exterior, horizontal wood siding (the original siding is covered with plywood on the south façade). The south half of the east façade has an open entrance for machinery. Adjacent to this opening on the north is the shop area with a sliding door constructed of vertical wooden tongue and groove with diagonal bracing. The same sliding doors are on the west and north facades. The west façade has three, four light windows. The interior of the shop space has unfinished horizontal board walls, exposed roof rafters and a concrete floor (Photo 9).

Just south of the machinery storage/shop building are the three modern greenhouses and the potting shed. The rectangular plan greenhouses are steel tube frame construction with fiberglass exterior cladding (Photo 10). The rectangular shaped potting shed is constructed of wood-frame and concrete block (Photo 11). The exterior cladding is vertical wood boards and fiber-glass. The other buildings on the property dating from the 1970s include the restrooms (Photo 12), the pesticide building (Photo 13), the open storage shed (Photo 14), the pump house and water tank (Photo 15) and the equipment shed (Photo 16).

IV. HISTORIC EVALUATION

California Register of Historical Resources

In September, 1992, Governor Wilson signed Assembly Bill 2881 which created more specific

IV. HISTORIC EVALUATION

California Register of Historical Resources

In September, 1992, Governor Wilson signed Assembly Bill 2881 which created more specific guidelines for identifying historic resources during the project review process under the California Environmental Quality Act (CEQA):

A project that may cause a substantial adverse change in the significance of an historical resource is a project that may have a significant effect on the environment. For purposes of this section, an historical resource is a resource listed in, or determined eligible for listing in, the California Register of Historical Resources.²

Consequently, under Section 21084.1, an historic resource eligible for the California Register would by definition be an historic resource for purposes of CEQA compliance. The Final Guidelines for nominating resources to the California Register were published January 1, 1998. Under the regulations, a number of historic resources are automatically eligible for the California Register if they have been listed under various state, national or local historic resource criteria.³

In order for a resource to be eligible for the California Register, it must satisfy all of the following three criteria:

- A. A property must be significant at the local, state or national level, under one or more of the following four *criteria of significance* (these are essentially the same as National Register criteria with more emphasis on California history):
 - 1. the resource is associated with events or patterns of events that have made a significant contribution to the broad patterns of local or regional history and cultural heritage of California or the United States.
 - 2. the resource is associated with the lives of persons important to the nation or to California's past.
 - 3. the resource embodies the distinctive characteristics of a type, period, region, or method of construction, or represents the work of a master, or possesses high artistic values.
 - 4. the resource has the potential to yield information important to the prehistory or history of the state or the nation (this criteria applies

². California State Assembly, Assembly Bill 2881, Frazee, 1992. An Act to Amend Sections 5020.1, 5020.4, 5020.5, 5024.6 and 21084 of, and to add Sections 5020.7, 5024.1, and 21084.1 to, the Public Resources Code, relating to historic resources.

³. This aspect of the California Register criteria is not relevant to the buildings affected by this project since they have not been previously listed under any historic resource designations.

primarily to archaeological sites).

- B. the resource retains historic integrity (defined below); and,
- C. it is 50 years old or older (except for rare cases of structures of exceptional significance).

The California Register regulations define "integrity" as "... the authenticity of a property's physical identity, evidenced by the survival of characteristics that existed during the property's period of significance," that is, it must retain enough of its historic character or appearance to be recognizable as an historical resource. Following the National Register integrity criteria, California Register regulations specify that integrity is a quality that applies to historic resources in seven ways: location, design, setting, materials, workmanship, feeling and association.⁴ A property must retain most of these qualities to possess integrity.

The use of the phrase "... appears potentially eligible or not eligible" for the California Register is standard practice in an evaluation discussion. Only the State Office of Historic Preservation can make an actual determination of eligibility for the California Register.

The only BAREC buildings over 50 years old are the lab/office building and the shop. The other buildings date from the late 1960s or 1970s, thus are not of potential historic significance. The lab/office building retains a high level of historic integrity. The only exterior alteration is the ramp on the front façade. The original interior plan and finishes are intact. The shop building also does not appear to have been altered since originally constructed. The potential significance of these buildings is under California Register Criterion 1 (patterns of history etc) because of their association with agricultural history of the Santa Clara Valley and the research programs of the University of California. BAREC has always been one of the smaller research stations in the University system with a limited staff and budget. The research at the station from 1928 to 1952 (i.e conducted over 50 years ago) was typical of other stations in the system, focusing on plant pathology issues to serve local commercial agricultural interests. According to agriculture historian Ann Scheuring, the University has opened and closed research stations on an on-going basis depending on the needs of the agricultural economy in the various parts of California. Based on the historical research conducted for this research, the Santa Clara research station does not appear the research have had exceptional importance in the history of California agriculture. The strawberry varieties developed at BAREC may have contributed to the cultivation of this fruit, but more research is needed to assess its significance. In conclusion, the lab/office and the shop do not appear to be sufficiently significant under Criteria 1, 2 or 3, thus the buildings do not appear to be eligible for the California Register. The office building at 68 North Winchester Boulevard is a modern structure occupied by the Office of Veterans Affairs that does not appear to be of historic significance.

⁴ The definition of integrity under the California Register follows National Register of Historic Places criteria. Detailed definitions of the qualities of historic integrity are in National Register Bulletin 15, *How to Apply National Register Criteria for Evaluation*, published by the National Park Service.

V. IMPACTS & MITIGATION

CEQA Guidelines define a “significant effect” as a project that leads to a “substantial adverse change” such as “...demolition, destruction, relocation, or alteration that impair the significance of the historic resource” is the equivalent of a significant environmental effect.

For purposes of this project, a significant effect would occur if the project would have an effect on one or more properties listed on, or potentially eligible for inclusion on the California Register of Historical Resources. Such an effect could occur through demolition of or other substantial adverse change to an individually listed or eligible property, those properties contributory to a district or through the implementation or other adverse effects as a whole in a manner such that the district’s integrity could be compromised or its eligibility diminished.

The Land Use Element of the *City of Santa Clara General Plan 1990-2005* has the following two policies regarding historic resources:

Policy 19: Identify and formally recognize historically and architecturally significant properties and features.

Policy 20: Encourage owners to rehabilitate and maintain historic properties. Consider adaptive reuse of historic structures as an alternative to demolition.

Impact 1.1-1: Under the proposed project, all the buildings within the 18 acre property at 68 and 90 North Winchester Boulevard in the City of Santa Clara, California will be demolished for new residential development.

Impacts Evaluation

The ten buildings at 68 and 90 North Winchester Boulevard evaluated in this report do not appear to be eligible for the California Register of Historical Resources. The proposed demolition will not affect any listed, or potentially eligible National Register or the California Register properties. Under the CEQA statutes and Guidelines, no mitigation measures are required.

Suggested Conditions of Approval

Although mitigation measures are not required under CEQA, the following condition of approval is recommended. Because of the association of the BAREC lab/office and shop with local agricultural history - an important part of Santa Clara Valley history – it is recommended that historic documentation of these buildings be prepared, including photographs taken according to the archival standards of the Historic American Building Survey (HABS). Copies of the

documentation shall be donated to the local history collection at the City of Santa Clara Main Library, the California Room at the San Jose Main Library and the archives of the San Jose Historical Museum. A copy with the original photographic negatives shall be donated to the University of California archives at the Bancroft Library, University of California, Berkeley.

VI. BIBLIOGRAPHY

Amstutz, Alfred

- 1959 "University of California Deciduous Fruit Station History," typewritten manuscript on file at the UC Agricultural Extension, Davis, CA.

Amstutz, Edwin, brother of Alfred Amstutz

- 2002 Personal communication with Ward Hill, October 11, 2002

Anonymous

- 1964 "Extension Service Marks Golden Anniversary," *The Sacramento Bee*, May 17, 1964.

Arbuckle, Clyde

- 1985 *Clyde Arbuckle's History of San Jose*. San Jose: Smith & McKay Printing Co.

Bancroft, H. H.

- 1964 *California and Pioneer Register and Index*. Extracted from *The History of California 1884-1890*. Baltimore, Maryland: Regional Publishing Co.

Barrett, D.

- 1977 *A Century of Service*. San Jose: San Jose Bicentennial Commission, Inc.

Beck, W.A. and Y.D. Haase

- 1974 *Historical Atlas of California* (Third printing, 1977). University of Oklahoma Press, Norman.

Broek, J.O.M.

- 1932 *The Santa Clara Valley, California: A Study in Landscape Changes*. N.V.A. Oosthoek's Utig. Maatij., Utrecht.

California, Office of the Governor

- 1992 *California Environmental Quality Act: Statutes and Guidelines*. Governor's Office of Planning & Research, Technical Publications.
- 1994 *CEQA and Historical Resources*. Governor's Office of Planning & Research, Technical Publications.

California State Assembly

- 1992 Assembly Bill 2881, Frazee. An Act to Amend Sections 5020.1, 5020.4, 5020.5, 5024.6 and 21084 of, and to add Sections 5020.7, 5024.1, and 21084.1 to, the Public Resources Code, relating to historic resources.

California State Office of Historic Preservation

- 1998 *The California Register of Historical Resources - Regulations for the Nomination of Properties*, January 1, 1998.

Cheek, Martin

- 2000 *Silicon Valley Handbook*. Moon Travel Handbooks, Emeryville, CA.

Christensen, Terry and Charlene Duval, Ellen Garboske, Phil Grasser, Mary Jo Ignoffo

- 1996 *Reflections of San Jose: An Anthology of San Jose*. Encinitas, California: Heritage Media Corporation.

City Directories for San Jose/Santa Clara

1870-1975

County of Santa Clara

- 1979 *Santa Clara County Heritage Resource Inventory*. Historical Heritage Commission.

Douglas, Jack

- 1993 *Historical Footnotes of Santa Clara Valley*. San Jose Historical Museum Association, 1993.

Foote, H.

- 1888 *Pen Pictures from the Garden of the World*. Chicago: Lewis Publishing Co.

Guinn, J. M.

- 1904 *History of the State of California and Biographic Record of the Coast Counties, California*. Chicago: The Chapman Publishing Company.

Hall, Frederic

- 1871 *History of San Jose and Surroundings*. San Francisco: A. L. Bancroft & Co.

- Hanel, Mary
1994 *Santa Clara City History*. City of Santa Clara Library, Santa Clara.
- Hart, J.D.
1987 *A Companion to California* (New edition, revised and expanded). University of California Press, Berkeley.
- Hendry, G. W. and J. N. Bowman
1940 *The Spanish and Mexican Adobe and Other Buildings in the Nine San Francisco Bay Counties, 1776 to about 1850. Part 8.* MS on file, Bancroft Library, University of California, Berkeley.
- Hilkert, Richard & Oscar Lewis
1984 *Breadbasket of the World -- The Great Wheatgrowing Era 1860-1890*. California Historical Society, San Francisco.
- Ignoffo, Mary Jo
1994 *Sunnyvale -- From the City of Destiny to the Heart of Silicon Valley*. California History Center & Foundation, Cupertino, California.
- James, W.F. and G.H. McMurry
1933 *History of San Jose, California, Narrative and Biographical*. A.H. Cawston, San Jose.
- Loomis, Patricia
1985 *Signposts II*. San Jose Museum Association, San Jose.
- Lyman and Bestor
1849 *Plan of the Pueblo de San Jose with Reed's Addition*. Herrmann Map #1258. On file at the Santa Clara County Surveyor's Office.
- Munro-Fraser, J. P.
1881 *History of Santa Clara County, California*. San Francisco: Alley, Bowen & Co., Publishers.
- Pacific Press
1892 *Commercial History of San Jose*. Metropolitan Publishing Company.
- Payne, S.
1987 *Santa Clara County: Harvest of Change*. Northridge: Windsor Publications, Inc.

Rasmussen, Wayne

- 1989 *Taking the University to the People – 75 years of the Cooperative Extension*. Iowa State University Press, Ames, Iowa.

San Jose Mercury

- 1892 (Map) San Jose, California, 1892. Reprinted by the Rosicrucian Press, San Jose, 1969.

San Jose Mercury

- 1896 *Santa Clara County and its Resources*. San Jose Mercury Publishing and Printing Company, San Jose. Reprinted by the San Jose Historical Museum.

Santa Clara, City of

- 1992 *City of Santa Clara General Plan 1990-2005*.

Sawyer, Eugene

- 1922 *History of Santa Clara County, California*. Los Angeles: Historical Record Company.

Scheuring, Ann

- 1983 *Guidebook to California Agriculture*. University of California Press, Berkeley, CA.
- 1988 *A Sustaining Comradeship: The Story of the University of California Cooperative Extension 1913-1988*. University of California Department of Agriculture and Natural Resources.
- 1995 *Science and Service: A History of the Land-Grant University and Agriculture in California*. University of California Department of Agriculture and Natural Resources.
- 2002 Personal communication with Ward Hill, October 14, 2002.

Thompson and West

- 1876 *Historical Atlas of Santa Clara County*. Reprinted by Smith & McKay Printing Company, San Jose, 1973.

University of California Agriculture and Natural Resources

- 1990 Report on the Deciduous Fruit Agricultural Research and Extension Center Ad Hoc Review Committee, January 31, 1990.
- 2000 "UC Regents authorize return of research property to state," March 16, 2000 press release at [//danr.ucop.edu/news/jan-june2000/barec.html](http://danr.ucop.edu/news/jan-june2000/barec.html).

University of California Agriculture and Natural Resources

2002 "Bay Area Research and Extension Center" at the web site
[//danrrec.ucdavis.edu/bay_area](http://danrrec.ucdavis.edu/bay_area)

United States Department of Interior, National Park Service

1990 National Register Bulletin 32 - Guidelines for Evaluating and Documenting
Properties Associated with Significant Persons. National Park Service, Washington.

1994 National Register Bulletin 15 - Guidelines for Applying National Register Criteria
for Evaluation. National Park Service, Washington, D.C.

1994 National Register Bulletin 16 & 16A - Guidelines for Completing National
Register of Historic Places forms. National Park Service, Washington, D.C.

Wells, George

1969 *Garden in the West: A Dramatic Account of Science in Agriculture.*

State of California – The Resource s Agency
DEPARTMENT OF PARKS AND RECREATION
PRIMARY RECORD

Primary # _____
HRI # _____
Trinomial _____
NRHP Status Code _____

Other Listings
Review Code _____ Reviewer _____ Date _____

Page 1 of 2 *Resource Name or #: 68 North Winchester Boulevard

P1. Other Identifier: NA

*P2. Location: Not for Publication Unrestricted X *a. County Santa Clara
and (P2b and P2c or P2d. Attach a Location Map as necessary)

b. USGS 7.5' Quad _____ Date _____ T _____ ; R _____ ; B.M.

c. Address 68 North Winchester Boulevard City Santa Clara Zip 95117

d. UTM: Zone _____ ; _____ mE/ _____ mN

e. Other Location Data: (e.g. parcel #, directions to resource, elevation, etc. as appropriate)

This 5 acre parcel is bounded by Dorcich Street on the south and North Winchester Boulevard on the east, in the City of Santa Clara, Santa Clara County, California (APN 303-017-047).

*P3a. Description (Describe the resource and its major elements. Include design, materials, condition, alterations, size, setting & boundaries):

The Office of Veterans Affairs occupies the modern office building at 68 North Winchester Boulevard. The building dates from 1959 and was built by the State of California. The concrete block building has a gently pitched gable roof with wide eaves. The building has fixed pane windows. The building does not appear to meet the California Register criteria for resources less than fifty years old, thus it does not appear to be eligible for the California Register as an historic resource.

*P3b. Resource Attributes: HP6

*P4. Resources present: X Building _____ Structure _____ Object _____ Site _____ District _____ Element of District _____
Other _____

P5a. Photo or Drawing

SEE CONTINUATION SHEET

P5b. Description of Photo:

*P6. Date
Constructed/Age and
Sources: X Historic
_____ Prehistoric _____
Both 1959

*P7. Owner and Address
State of California

*P8. Recorded by:
(Name, affiliation, and
address) Ward Hill,
Architectural Historian,
3124 Octavia Street, San
Francisco, CA 94123

*P9. Date Recorded
October, 2002

*P10. Survey Type: (Describe)
Intensive

*P11. Report Citation (Cite survey report and other sources, or enter none)

Historic Architecture Report for the Bay Area Research and Extension Center

Attachments: _____ NONE X Location Map X Sketch Map X Continuation Sheet X Building, Structure and
Object Record _____ Archaeological Record _____ District Record _____ Linear Feature Record _____ Milling Station Record
_____ Rock Art Record _____ Artifact Record _____ Photograph Record _____ Other (List)

State of California – The Resources Agency
DEPARTMENT OF PARKS AND RECREATION
CONTINUATION SHEET

Primary # _____
HRI # _____
Trinomial _____

Page 2 of 2

*Resource Name or # (assigned by recorder) 68 North Winchester Boulevard

*Recorded by Ward Hill *Date: October, 2002 ☒ Continuation ☐ Update



**68 North Winchester Boulevard
View from southeast**

PRIMARY RECORD

Primary # _____
HRI # _____
Trinomial _____
NRHP Status Code _____

Other Listings
Review Code _____ Reviewer _____ Date _____

Page 1 of 23

*Resource Name or #: Bay Area Research & Extension Center

P1. Other Identifier: NA

*P2. Location: Not for Publication Unrestricted X *a. County Santa Clara
and (P2b and P2c or P2d. Attach a Location Map as necessary)

b. USGS 7.5' Quad _____ Date _____ T _____; R _____; B.M.

c. Address 90 North Winchester Boulevard City Santa Clara Zip 95117

d. UTM: Zone _____; mE/ _____ mN

e. Other Location Data: (e.g. parcel #, directions to resource, elevation, etc. as appropriate)

This 17.5 acre rectangular shaped parcel is bounded by Forest Avenue on the north, Dorcich Street on the south, North Winchester Boulevard on east and Henry Avenue on the west, City of Santa Clara, Santa Clara County, California (APN 303-017-048).

*P3a. Description (Describe the resource and its major elements. Include design, materials, condition, alterations, size, setting & boundaries):

The flat, rectangular shaped 17.5 acre Bay Area Research and Extension Center (BAREC) property has tall hedges adjacent to a wall largely shielding views of the property from North Winchester Boulevard. The majority of the property is planted with various crops. A cornfield occupies much of the central area. An apple orchard is at the southwest corner adjacent to a windrow of trees and a small vineyard. An area with turf grass is near Winchester Boulevard. The property is an area of suburban residential and commercial retail uses. (see continuation sheet)

*P3b. Resource Attributes: HP33

*P4. Resources present: X Building _____ Structure _____ Object _____ Site _____ District _____ Element of District _____ Other _____

P5a. Photo or Drawing

SEE CONTINUATION SHEET

P5b. Description of Photo:

*P6. Date Constructed/Age and
Sources: X Historic _____ Prehistoric _____
Both 1928, 1969, 1970s

*P7. Owner and Address
State of California

*P8. Recorded by: (Name, affiliation, and
address) Ward Hill, Architectural
Historian, 3124 Octavia Street, San
Francisco, CA 94123

*P9. Date Recorded October, 2002

*P10. Survey Type: (Describe)
Intensive

*P11. Report Citation (Cite survey report and other sources, or enter none)
Historic Architecture Report for the Bay Area Research and Extension Center

Attachments: _____ NONE X Location Map X Sketch Map X Continuation Sheet X Building, Structure and Object
Record _____ Archaeological Record _____ District Record _____ Linear Feature Record _____ Milling Station Record _____ Rock Art
Record _____ Artifact Record _____ Photograph Record _____ Other (List) _____

BUILDING, STRUCTURE AND OBJECT RECORD

*NRHP Status Code _____

Page 2 of 23

*Resource Name or # (assigned by recorder) Bay Area Research & Extension Center

B1. Historic Name: University of California Deciduous Fruit Field Station
B2. Common Name: Bay Area Research & Extension Center
B3. Original Use: Agricultural Research B4. Present Use Agricultural Research

*B5. Architectural Style: Bungalow

*B6. Construction History: (Construction date, alterations, and date of alterations)

The original lab/office and shop date from 1928; these buildings have not been altered extensively. The greenhouses date from 1969, and the potting shed 1971. The other buildings date from the 1970s.

*B7. Moved? ☒ No ☐ Yes ☐ Unknown Date: NA Original Location: NA

*B8. Related Features: apple orchard, corn fields, trees

B9a. Architect NA b. Builder: NA

*B10. Significance: Theme Agriculture Area Santa Clara County _____
Period of Significance 1928-1950 Property Type Research lab Applicable Criteria A
(Discuss importance in terms of historical or architectural context as defined by theme, period and geographic scope. Also address integrity.)

Originally known as the University of California Deciduous Fruit Field Station, the Bay Area Research and Extension Center (BAREC) was established in the Santa Clara Valley in 1920 for investigating problems pertaining to the growth and care of deciduous fruits (Amstutz 1959). The station was planned to serve growers in California's central coast counties. The station initially leased 5 acres in Mountain View that existing buildings that could be converted to office and laboratory space. Dr. W.L. Howard was director. The station's early research focused on brown apricot scale control, the control of brown rot in apricots, irrigation and pruning methods and work on oakroot fungus. When the Mountain View station closed in 1926, the station moved to a temporary site in the Willow Glen area of San Jose. (see continuation sheet)

B11. Additional Resource Attributes: (List attributes and codes) _____

*B12. References:

B13. Remarks:

*B14. Evaluator Ward Hill, Architectural Historian

*Date of Evaluation: October, 2002

(This space reserved for official comments)

Sketch map with north arrow required
(see attached)

State of California – The Resources Agency
DEPARTMENT OF PARKS AND RECREATION
CONTINUATION SHEET

Primary # _____
HRI # _____
Trinomial _____

Page 3 of 23

*Resource Name or # (assigned by recorder) Bay Area Research & Extension Center

*Recorded by Ward Hill

*Date: October, 2002 ☒ Continuation ☐ Update

Item P3a. continued:

The BAREC property has its main building complex at the northeast corner. The main complex includes eight buildings. The original 1928 buildings on the site are the lab/office and the shop. The other six buildings – 3 greenhouses, restroom building, pesticide building and potting shed – are modern structures dating from the 1970s. Other structures include a small pump house, water tank and an open storage shed. About 200 feet southwest of the main complex are two additional buildings – equipment shed and storage building (both from 1977).

The paved driveway and exit leading to Winchester Boulevard are north and south of the office/laboratory building (Photo 1). A chain link fence, several small trees and a box hedge are in front of the office/lab and paved parking area is at the rear of the building. Several small shrubs and trees are adjacent to the side facades. The irregular plan office/lab has a hipped roof covered with asphalt shingles and stucco exterior walls (Photo 2). Stylistically, the building resembles a bungalow style house of the period. The single-story front section steps up to a two-story rear section. Structurally, the building is stud wall, wood-frame construction with a concrete foundation. A stucco chimney projects from the east slope of the roof. The building primarily has one over one, wood-sash, double-hung windows. The main entrance door on the east façade is below a small shed roof supported by square columns with classical moldings (Photo 3). The handicapped ramp leading to the front entrance appears to be a later addition. The building has subsidiary doors, one on the south and two on the north facades (Photo 4). Three garage doors are on the west façade. From the front door, one enters a reception area adjacent to a small office. The original plans indicate seven laboratories (now used as offices) occupied most the interior space. The first floor has a large laboratory area north of the office (Photo 5) and a small lab south of the reception area. A stair from the reception area leads hallway opening to five small labs on the second floor. The labs have tongue and groove siding on the walls and ceiling and cabinets on one wall (Photo 6). The basement area includes a kitchen, garage and furnace room.

Directly west of the lab/office is the machinery storage/shop building (Photos 7 & 8). This simply detailed, single-story building has a double gambrel roof covered with asphalt shingles. The roof eaves have exposed rafters. The stud-wall, wood-frame is covered with exterior, horizontal wood siding (the original siding is covered with plywood on the south façade). The south half of the east façade has an open entrance for machinery. Adjacent to this opening on the north is the shop area with a sliding door constructed of vertical wooden tongue and groove with diagonal bracing. The same sliding doors are on the west and north facades. The west façade has three, four light windows. The interior of the shop space has unfinished horizontal board walls, exposed roof rafters and a concrete floor (Photo 9).

Just south of the machinery storage/shop building are the three modern greenhouses and the potting shed. The rectangular plan greenhouses are steel tube frame construction with fiberglass exterior cladding (Photo 10). The rectangular shaped potting shed is constructed of wood-frame and concrete block (Photo 11). The exterior cladding is vertical wood boards and fiber-glass. The other buildings on the property dating from the 1970s include the restrooms (Photo 12), the pesticide building (Photo 13), the open storage shed (Photo 14), the pump house and water tank (Photo 15) and the equipment shed (Photo 16).

Item B10. continued:

The station moved to its permanent new location on the Santa Clara/Los Gatos Road (later North Winchester Boulevard) in 1928. Dr. B. A. Rudolph, who worked as a plant pathologist at the station, became the superintendent. The University leased 13 acres here from the Woman's Relief Corps Home, a state institution providing housing to indigent widows and daughters of veterans of the Civil War. The State of California had purchased this site in four parcels from A.E. Osbourne between 1921 and 1924. A new laboratory/office building and a shop/machinery storage building were completed in late 1928. The station had a limited staff and budget. Research activity at the station declined in the late thirties as staff was moved to Berkeley and Davis. Apparently only Dr. Rudolph worked at the station during the war years.

In 1947, after the legislature closed the women's home to future applicants, several organizations tried to take control of the property, including the Santa Clara County Welfare Department. A number of agricultural organizations served by the experiment station lobbied for its continuance because the University considered closing the Santa Clara station given that the County was interested in taking over the property. The University opened and closed research stations regularly depending on the needs of different areas they served in the state (Scheuring 2002). After the University of California decided to keep the Santa Clara station operating, the state transferred 13 acres of the property to the University in 1952. The Station's administration was also transferred to the Field Station Administration in Davis the same year.

CONTINUATION SHEET

Primary # _____

HRI # _____

Trinomial _____

Page 4 of 23

*Resource Name or # (assigned by recorder) Bay Area Research & Extension Center

*Recorded by Ward Hill

*Date: October, 2002 ☒ Continuation ☐ Update

When Dr. Rudolph passed away in June, 1953, Alfred Amstutz became the station superintendent. Amstutz had worked at the station since it opened in 1928. According to Edwin Amstutz, Alfred Amstutz research focused on strawberry varieties and tomatoes for canning (Amstutz 2002). A short 1959 history of the Deciduous Fruit Field Station written by Alfred Amstutz indicated that the "successful projects completed at the station" included a spray program for apricot brown rot, control programs for weevils, aphids, cyclamen mite, walnut blight and oakroot fungus, production and release of 5 varieties of strawberries, ESSRR canning tomato resistant to verticillium; research on other planted attacked by verticillium. When the Women's Relief Corps buildings were demolished in 1963, five additional areas became part of experiment station.

The station research shifted to ornamental crops in the 1960s as subdivisions and office/research parks replaced Santa Clara County's fruit orchards. The original focus of the station (reflected in its name as a Deciduous Fruit Station) had obviously become obsolete. The California State Florist Association financed the construction of three greenhouses at the research station. The research in the greenhouses focused lilies and mums. The potting shed near the greenhouses dates from 1971. Research also focused in turf grass and landscape plants, like iceplant, oleander and pine. The station address changed from 125 to 90 North Winchester after the property was annexed by the City of Santa Clara in 1977. In 1995, the field stations became Research and Extension Centers so the Deciduous Fruit Station was renamed the Bay Area Research and Extension Center. The property recently transferred back to the State of California since the Extension decided to close BAREC.

Evaluation

The only BAREC buildings over 50 years old are the lab/office building and the shop. The other buildings date from the late 1960s or 1970s, thus are not of potential historic significance. The landscaping and plantings on the property also appear to date from the last 30 years. The lab/office building retains a high level of historic integrity. The only exterior alteration is the ramp on the front façade. The original interior plan and finishes are intact. The shop building also does not appear to have been altered since originally constructed. The potential significance of these buildings is under California Register Criterion 1 (patterns of history etc) because of their association with agricultural history of the Santa Clara Valley and the research programs of the University of California. BAREC has always been one of the smaller research stations in the University system with a limited staff and budget. The research at the station from 1928 to 1952 (i.e conducted over 50 years ago) was typical of other stations in the system, focusing on plant pathology issues to serve local commercial agricultural interests. According to agriculture historian Ann Scheuring, the University has opened and closed research stations on an on-going basis depending on the needs of the California agricultural economy. The strawberry varieties developed at BAREC may have contributed to the cultivation of this fruit, but more research is needed to assess its significance. Based on the historical research conducted for this research, the Santa Clara research station does not appear the research have had exceptional importance in the history of California agriculture. Thus, the lab/office and the shop do not appear to be significant under Criteria 1, 2 or 3, thus the buildings do not appear to be eligible for the California Register.

CONTINUATION SHEET

Primary # _____

HRI # _____

Trinomial _____

Page 5 of 23

*Resource Name or # (assigned by recorder) Bay Area Research & Extension Center

*Recorded by Ward Hill *Date: October, 2002 ☒ Continuation ☐ Update

Item B12 continued:

Amstutz, Alfred

1959 "University of California Deciduous Fruit Station History," typewritten manuscript on file at the UC Agricultural Extension, Davis, CA.

Amstutz, Edwin, brother of Alfred Amstutz

2002 Personal communication with Ward Hill, October 11, 2002

Bay Area Research and Extension Center

"Headlines of the Fifties" on file at BAREC

"History of BAREC" on file at BAREC.

Rodebaugh, Dale

1999 "Farmers to Lose Helping Hand," *San Jose Mercury News*, July 7, 1999, p.8.

San Jose/Santa Clara City Directories 1928-1950.

Santa Clara County Deed Records

Osbourne et al to State of California, 7/7/21, 8/21/21, 1/21/24.

State of California to the Regents of the University of California, 9/15/52, 3/18/63.

Scheuring, Ann

2002 Personal Communication with Ward Hill, October 14, 2002.

University of California Agriculture and Natural Resources

1990 Report on the Deciduous Fruit Agricultural Research and Extension Center Ad Hoc Review Committee, January 31, 1990.

2000 "UC Regents authorize return of research property to state," March 16, 2000 press release at [//danr.ucop.edu/news/jan-june2000/barec.html](http://danr.ucop.edu/news/jan-june2000/barec.html).

2002 "Bay Area Research and Extension Center" at the web site [//danrrec.ucdavis.edu/bay_area](http://danrrec.ucdavis.edu/bay_area)

no date list of BAREC buildings with construction dates.

University of California College of Agriculture

1928 Laboratory building drawings dated June 1, 1928. On file at the Research and Extension Centers Administrative offices, Davis California.

State of California – The Resources Agency
DEPARTMENT OF PARKS AND RECREATION
CONTINUATION SHEET

Primary # _____
HRI # _____
Trinomial _____

Page 6 of 23

*Resource Name or # (assigned by recorder) Bay Area Research & Extension Center

*Recorded by Ward Hill *Date: October, 2002 ☒ Continuation ☐ Update



Photo 1: Bay Area Research & Extension Center
Office/Laboratory
(view from southeast)

CONTINUATION SHEET

Primary # _____

HRI # _____

Trinomial _____

Page 7 of 23

*Resource Name or # (assigned by recorder) Bay Area Research & Extension Center

*Recorded by Ward Hill

*Date: October, 2002 ☒ Continuation ☐ Update



Photo 2: Bay Area Research & Extension Center
Office/Laboratory
(view from southeast)

State of California – The Resources Agency
DEPARTMENT OF PARKS AND RECREATION
CONTINUATION SHEET

Primary # _____

HRI # _____

Trinomial _____

Page 8 of 23

*Resource Name or # (assigned by recorder) Bay Area Research & Extension Center

*Recorded by Ward Hill *Date: October, 2002 ☒ Continuation ☐ Update



**Photo 3: Bay Area Research & Extension Center
Office/Laboratory
(entrance view from southeast)**

CONTINUATION SHEET

Primary # _____

HRI # _____

Trinomial _____

ge 9 of 23

*Resource Name or # (assigned by recorder) Bay Area Research & Extension Center

*Recorded by Ward Hill *Date: October, 2002 ☒ Continuation ☐ Update

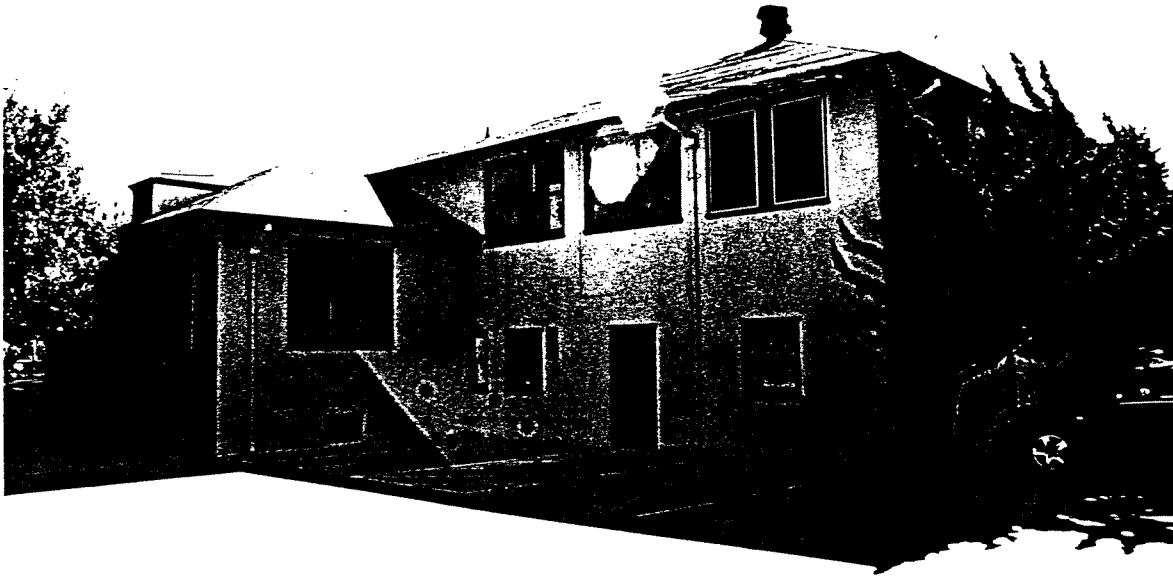


Photo 4: Bay Area Research & Extension Center
Office/Laboratory
(view from southwest)

CONTINUATION SHEET

Primary # _____

HRI # _____

Trinomial _____

Page 10 of 23

*Resource Name or # (assigned by recorder) Bay Area Research & Extension Center

*Recorded by Ward Hill

*Date: October, 2002 X Continuation ___ Update



**Photo 5: Bay Area Research & Extension Center
Office/Laboratory
(view of interior first floor lab)**

CONTINUATION SHEET

Primary # _____

HRI # _____

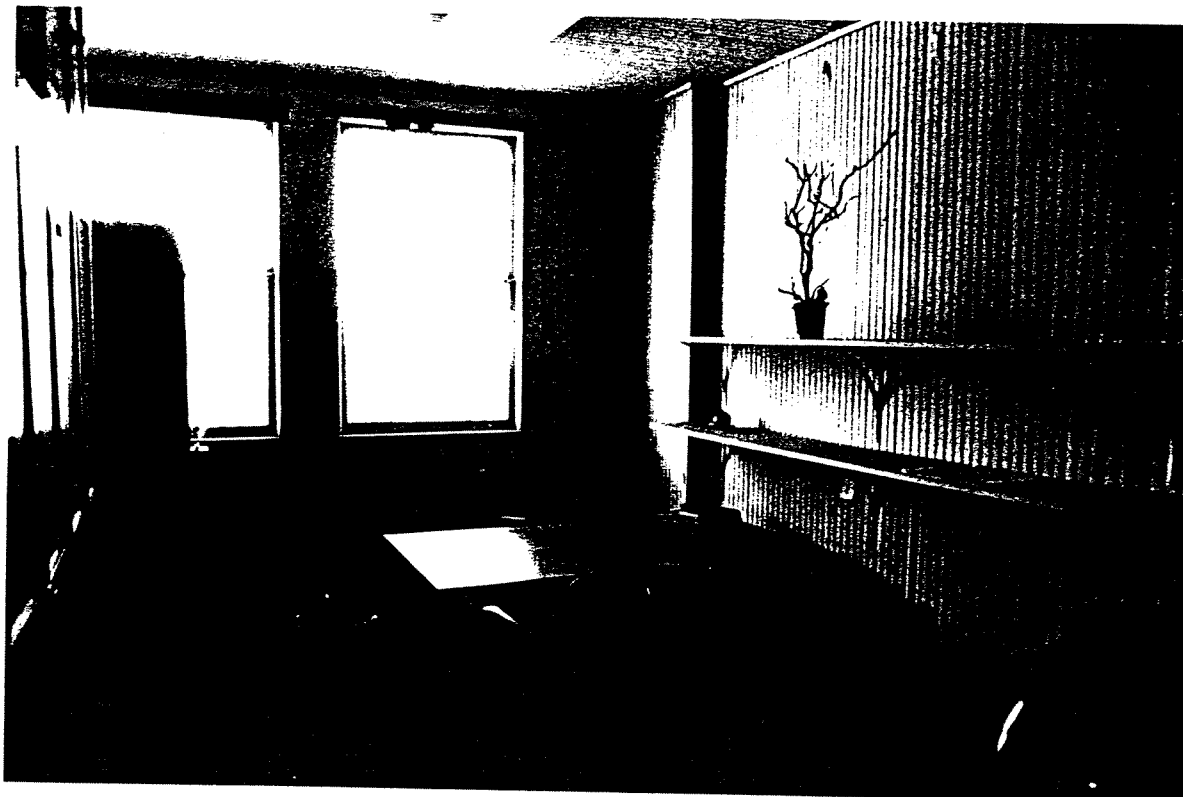
Trinomial _____

Page 11 of 23

*Resource Name or # (assigned by recorder) Bay Area Research & Extension Center

*Recorded by Ward Hill

*Date: October, 2002 ☒ Continuation ☐ Update



**Photo 6: Bay Area Research & Extension Center
Office/Laboratory
(view of interior second floor lab)**

CONTINUATION SHEET

Primary # _____

HRI # _____

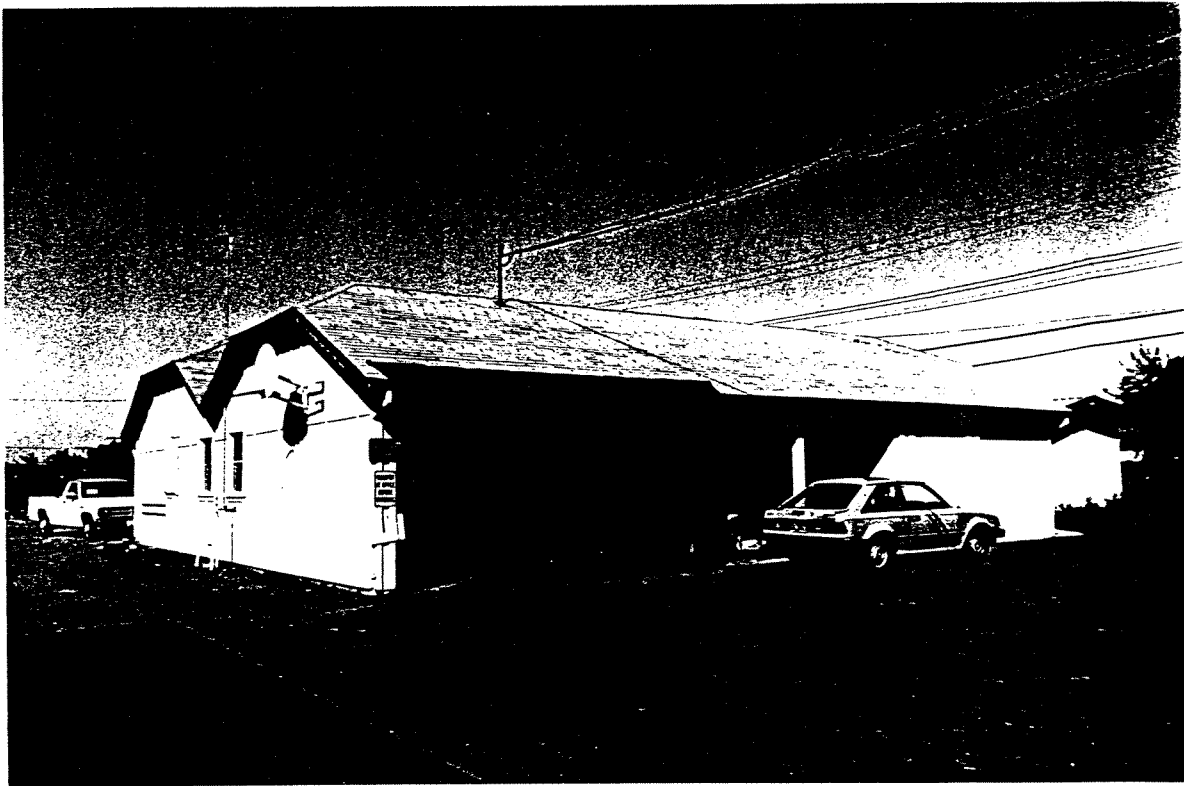
Trinomial _____

Page 12 of 23

*Resource Name or # (assigned by recorder) Bay Area Research & Extension Center

*Recorded by Ward Hill

*Date: October, 2002 ☒ Continuation ☐ Update



**Photo 7: Bay Area Research & Extension Center
Machinery Storage/Shop
(view from southeast)**

CONTINUATION SHEET

Primary # _____

HRI # _____

Trinomial _____

Page 13 of 23

*Resource Name or # (assigned by recorder) Bay Area Research & Extension Center

*Recorded by Ward Hill *Date: October, 2002 ☒ Continuation ☐ Update



**Photo 8: Bay Area Research & Extension Center
Machinery Storage/Shop
(view from northwest)**

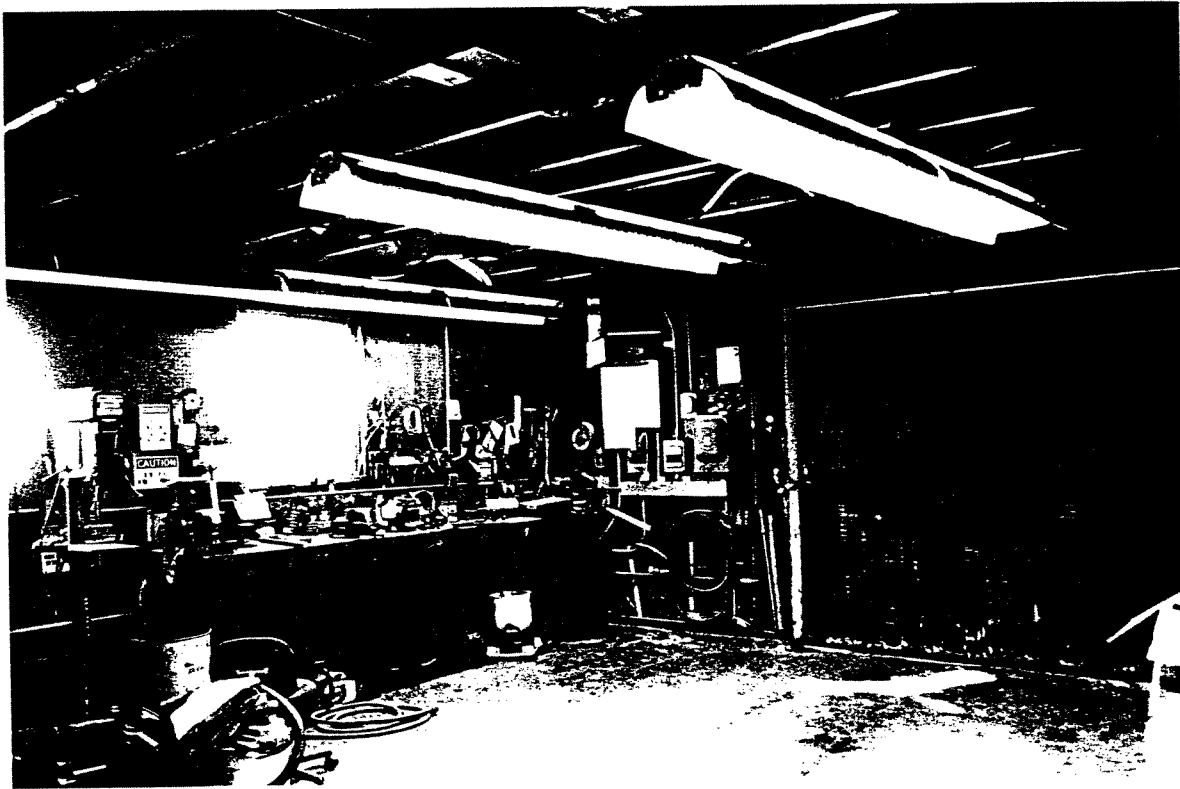
State of California – The Resources Agency
DEPARTMENT OF PARKS AND RECREATION
CONTINUATION SHEET

Primary # _____
HRI # _____
Trinomial _____

Page 14 of 23

*Resource Name or # (assigned by recorder) Bay Area Research & Extension Center

*Recorded by Ward Hill *Date: October, 2002 ☒ Continuation ☐ Update



**Photo 9: Bay Area Research & Extension Center
Machinery Storage/Shop
(view of shop interior)**

CONTINUATION SHEET

Primary # _____

HRI # _____

Trinomial _____

Page 15 of 23

*Resource Name or # (assigned by recorder) Bay Area Research & Extension Center

*Recorded by Ward Hill

*Date: October, 2002 ☒ Continuation ☐ Update



**Photo 10: Bay Area Research & Extension Center
Greenhouses
(view from northeast)**

CONTINUATION SHEET

Primary # _____

HRI # _____

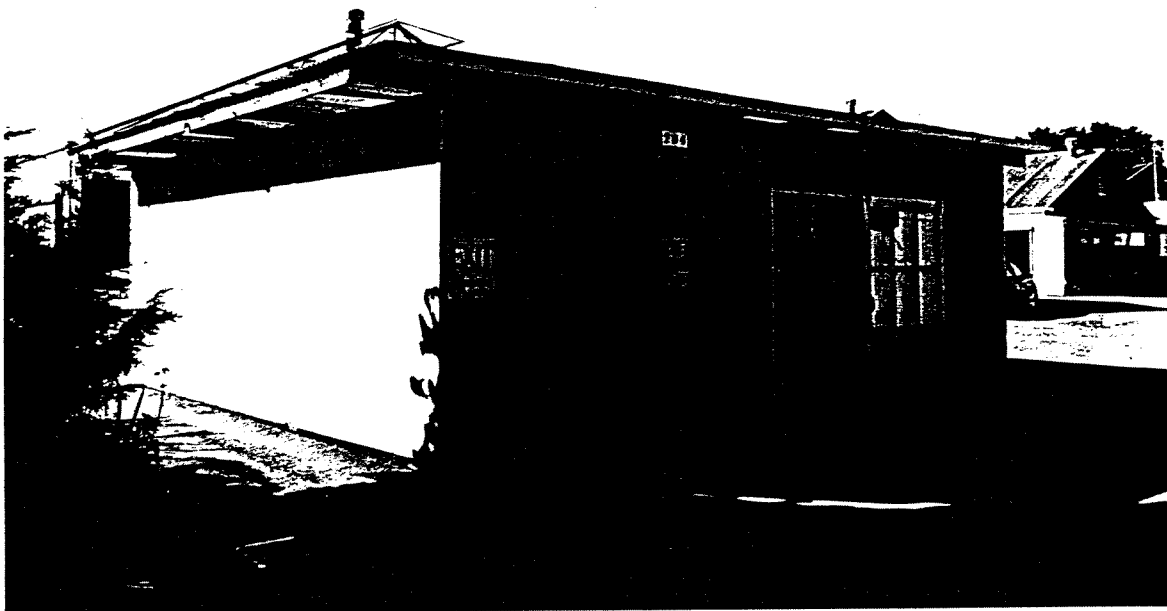
Trinomial _____

age 16 of 23

*Resource Name or # (assigned by recorder) Bay Area Research & Extension Center

*Recorded by Ward Hill

*Date: October, 2002 ☒ Continuation ☐ Update



**Photo 11: Bay Area Research & Extension Center
Potting Shed
(view from northeast)**

CONTINUATION SHEET

Primary # _____

HRI # _____

Trinomial _____

Page 17 of 23

*Resource Name or # (assigned by recorder) Bay Area Research & Extension Center

*Recorded by Ward Hill *Date: October, 2002 ☒ Continuation ☐ Update



**Photo 12: Bay Area Research & Extension Center
Restroom
(view from southeast)**

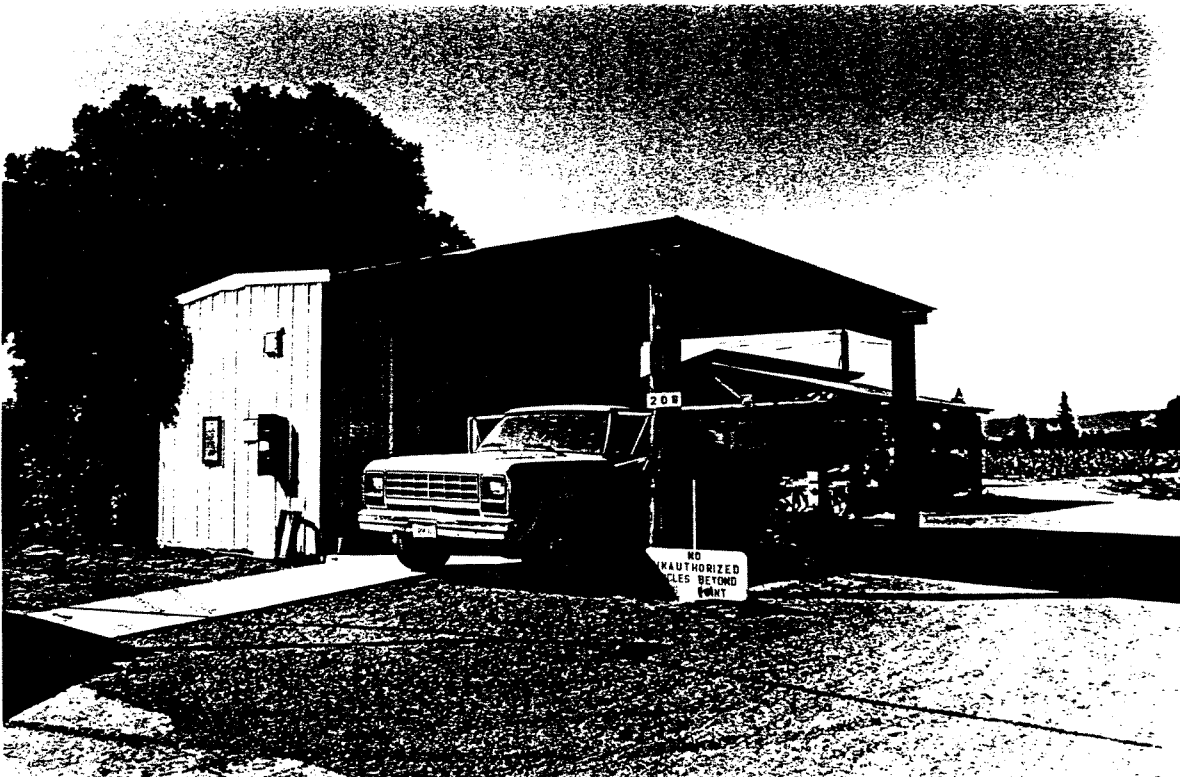
State of California – The Resources Agency
DEPARTMENT OF PARKS AND RECREATION
CONTINUATION SHEET

Primary # _____
HRI # _____
Trinomial _____

Page 18 of 23

*Resource Name or # (assigned by recorder) Bay Area Research & Extension Center

*Recorded by Ward Hill *Date: October, 2002 X Continuation Update



**Photo 13: Bay Area Research & Extension Center
Pesticide Building
(view from northeast)**

State of California – The Resources Agency
DEPARTMENT OF PARKS AND RECREATION
CONTINUATION SHEET

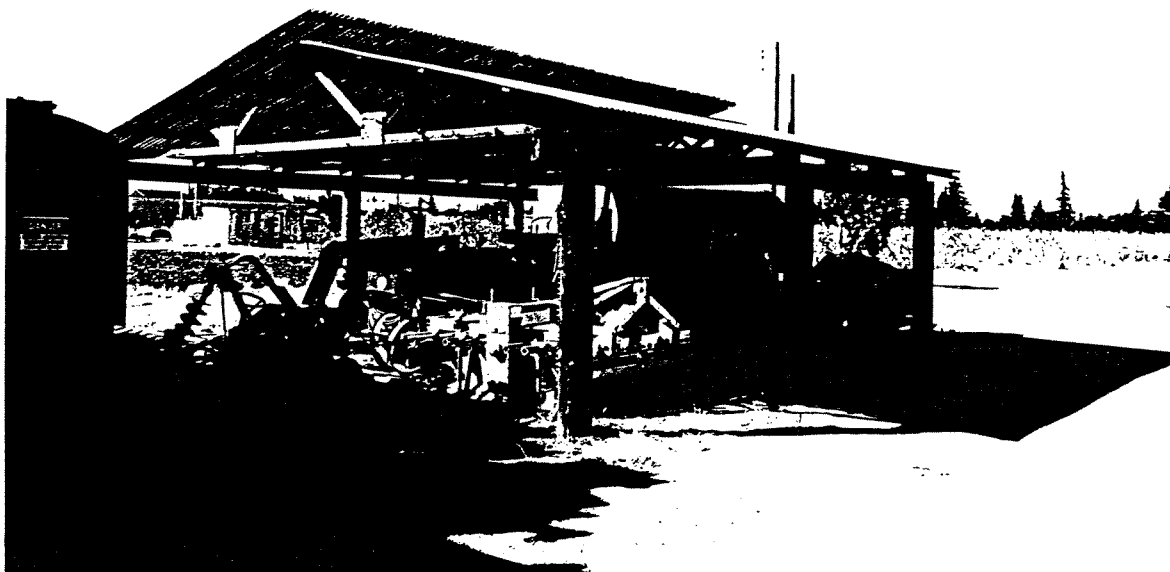
Primary # _____
HRI # _____
Trinomial _____

Page 19 of 23

*Resource Name or # (assigned by recorder) Bay Area Research & Extension Center

*Recorded by Ward Hill

*Date: October, 2002 ☒ Continuation ☐ Update



**Photo 14: Bay Area Research & Extension Center
Equipment Storage
(view from northeast)**

CONTINUATION SHEET

Primary # _____

HRI # _____

Trinomial _____

Page 20 of 23

*Resource Name or # (assigned by recorder) Bay Area Research & Extension Center

*Recorded by Ward Hill

*Date: October, 2002 ☒ Continuation ☐ Update

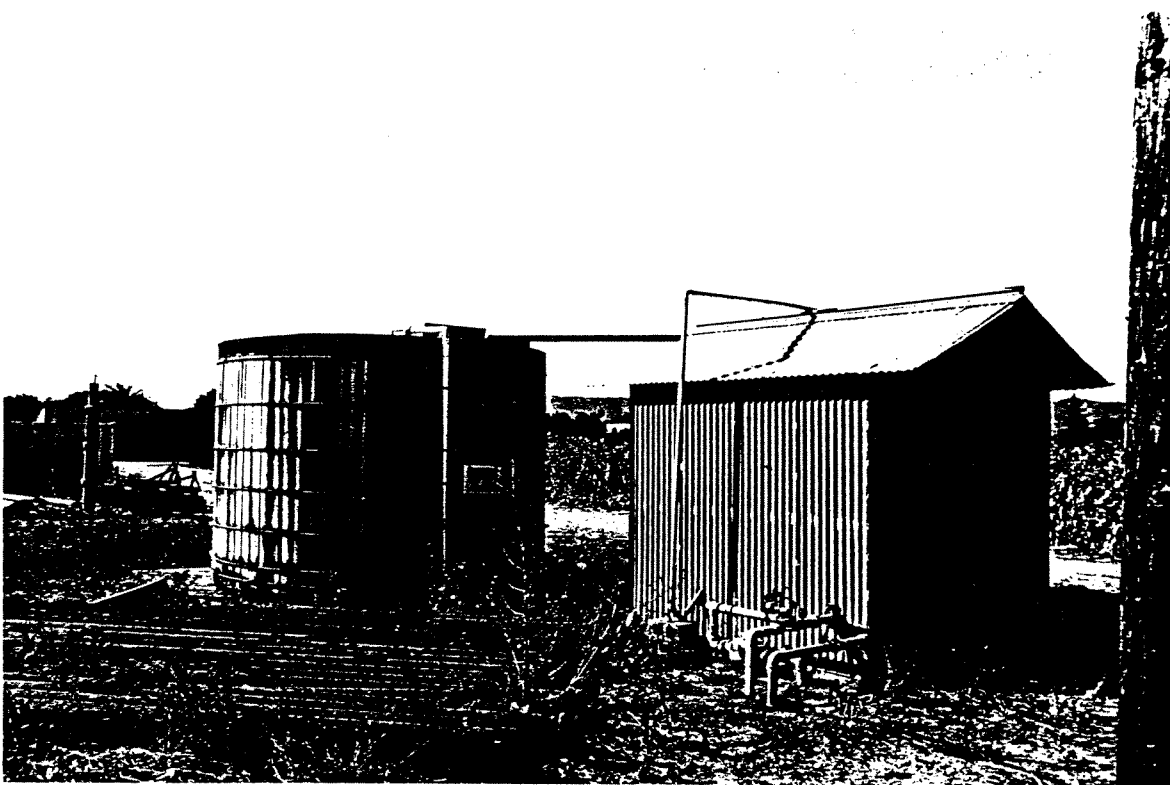


Photo 15: Bay Area Research & Extension Center
Pump house and water tank
(view from southeast)

CONTINUATION SHEET

Primary # _____

HRI # _____

Trinomial _____

age 21 of 23

*Resource Name or # (assigned by recorder) Bay Area Research & Extension Center

*Recorded by Ward Hill

*Date: October, 2002 ☒ Continuation ☐ Update



**Photo 16: Bay Area Research & Extension Center
Equipment Storage
(view from northwest)**

State of California – The Resources Agency
DEPARTMENT OF PARKS AND RECREATION
LOCATION MAP

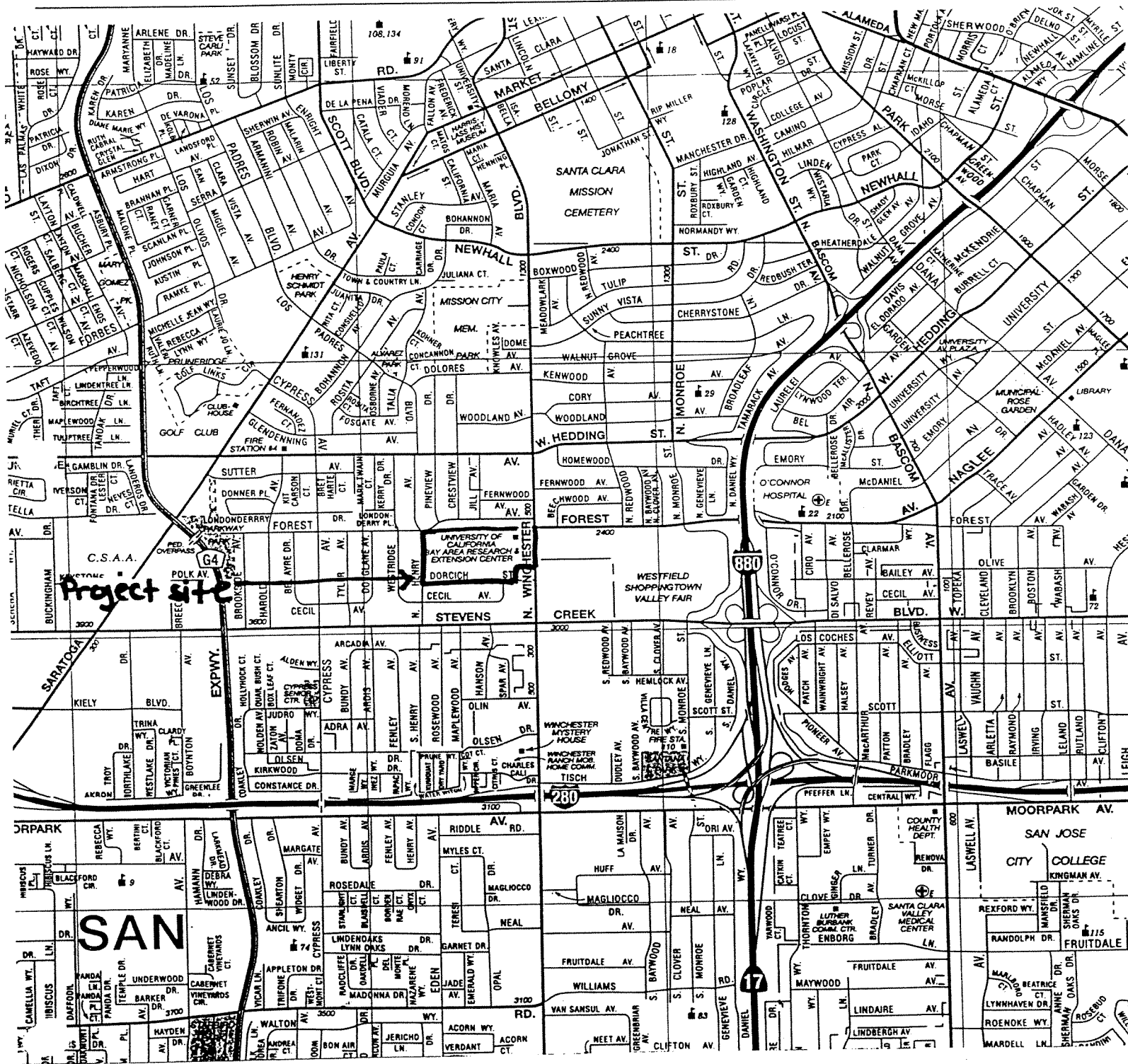
Primary # _____
HRI # _____
Trinomial _____

Page 22 of 23

*Resource Name of # (assigned by recorder) Bay Area Research and Extension Center

*Drawn By not applicable

*Date: October, 2002



SKETCH MAP

Primary # _____

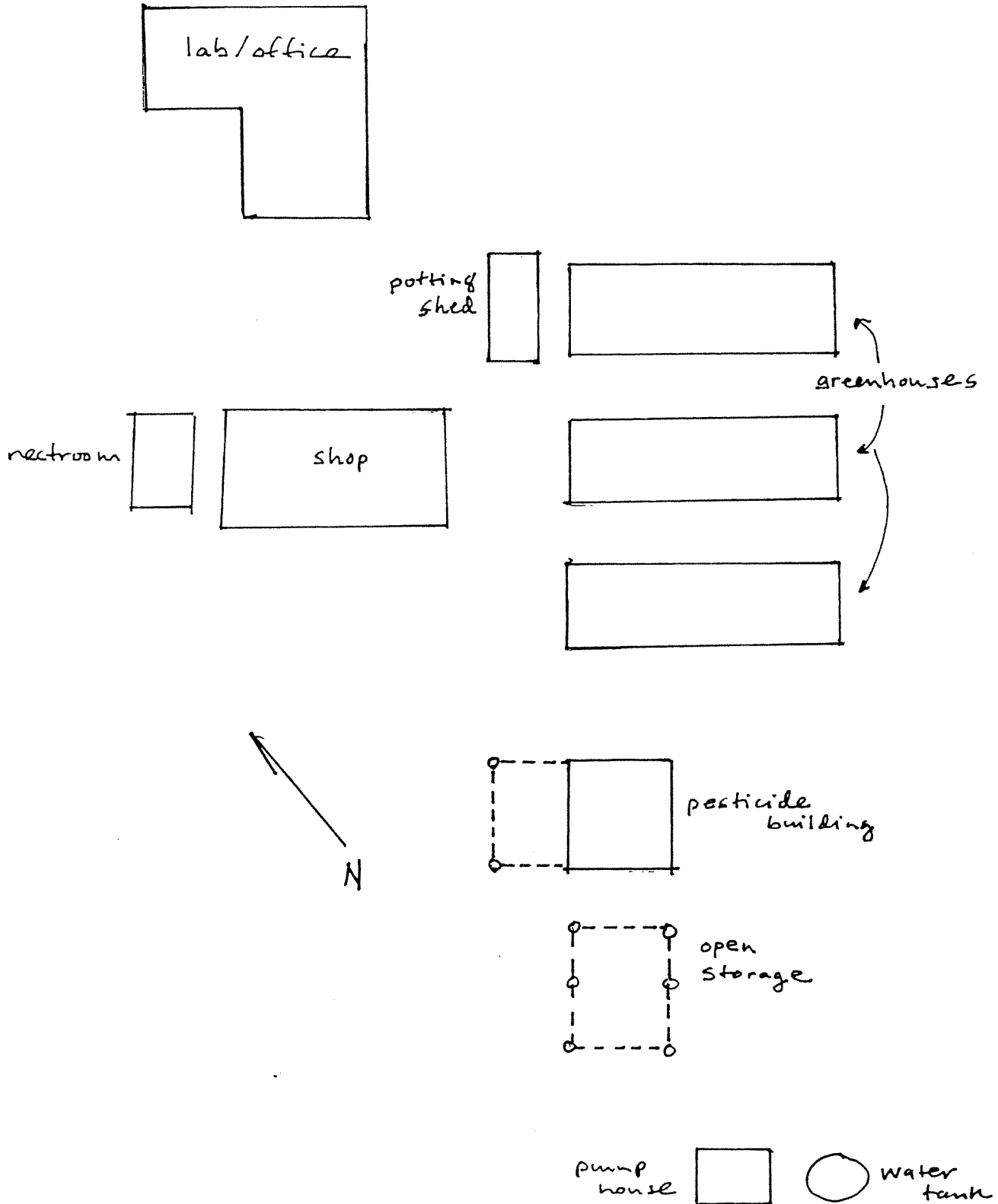
HRI # _____

Trinomial _____

Page 23 of 23

*Resource Name of # (assigned by recorder) Bay Area Research and Extension Center

*Drawn By _____ *Date: October, 2002





TRANSMITTAL

DAVID J. POWERS AND ASSOCIATES

1885 The Alameda, Suite 204

San Jose, CA, 95126

(408) 248-3500

(408) 248-9641

TO: Dan Potash
DVP Associates, Inc.

DATE: October 22, 2002

1406 Scenic Avenue
Berkeley, CA 94708

FROM: Shannon George

cc:

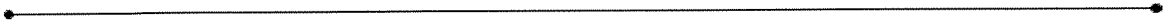
SUBJECT: UC/Winchester Research Center

DOCUMENT(S):

1 Copy – Historic Evaluation Report by Ward Hill

COMMENTS:

Deeds of Transfer



<u>Document Recorded</u>	<u>Grantor/Grantee</u>	<u>Description</u>
1. (unrecorded) dated May 10, 1870	U.S.A. (Patent) to Heirs of Isaac Owen, deceased	E ½ NE ¼ Sec. 15
2. September 7, 1872 Book 26 Deeds page 215	Lucinda Owen and Amy Owen to Sarah F. Kidder	E ½ NE ¼ Sec. 15
3. September 1, 1875 Book 30 Deeds page 257	William Mc K Owen to Sarah F. Kidder	E ½ NE ¼ Sec. 15
4. May 21, 1875 Book 37 Deeds page 71	Charles S. Kidder and Sarah F. Kidder to James B. Yeargain	"N'y 18 acres of the Isaac Owen Estate"
5. August 11, 1875 Book 36 Deeds page 558	James B. Yeargain to H. H. Warburton	"N'y 18 acres of the Isaac Owen Estate"
6. March 1887 Book 89 Deeds page 161	H. H. Warburton to Henry W. Titus	"114 98/100 acres"
7. February 26, 1889 Book 115 Deeds page 160	Henry W. Titus to Nicholas DeBar	"18 acres"
8. October 7, 1907 Book 320 Deeds page 417	Gustave Nelson, et al, Trustees, (by Foreclosure of a Deed of Trust executed by Nicholas DeBar) to J. J. Sontheimer	"18 acres"

9.	July 16, 1908 Book 333 Deeds page 228	J. J. Sontheimer and Anna Southeimer to Margaret P. Osborne	"18 acres \pm "
10.	September 12, 1921 Book 538 Deeds page 257	Margaret P. Osborne and A. E. Osborne to State of California	"8 acres \pm "
11.	January 28, 1924 Book 54 O.R. page 492	Margaret P. Osborne and A. E. Osborne to State of California	"3.57 acres"
12.	January 28, 1924 Book 54 O.R. page 493	Margaret P. Osborne and A. E. Osborne to State of California	"3 acres \pm "
13.	January 28, 1924 Book 54 O.R. page 494	Margaret P. Osborne and A. E. Osborne to State of California	"3.43 acres \pm "
14.	October 2, 1952 Book 2498 page 168	State of California to The Regents of the University of California	"12.24 acres \pm "
15.	April 29, 1963 Book 6003 page 8	State of California to The Regents of the University of California	"5.08 acres \pm "
16.	May 30, 2003 Document No.17075532	The Regents of the University of California	two parcels, APN 303-17-048 and 049

unrecorded

Be it remembered that on the 15th day of May 1883, at Washington, D.C., the following Certificate of the Commissioner of the General Land Office was filed for record:

That on the 15th day of May 1883, at Washington, D.C., the following Certificate of the Commissioner of the General Land Office was filed for record:

That on the 15th day of May 1883, at Washington, D.C., the following Certificate of the Commissioner of the General Land Office was filed for record:

According to the official plat of the Survey of the said Lands returned to the General Land Office by the SURVEYOR GENERAL, which said tract, 1600, has been purchased by the said *James D. Smith*.

NOW KNOW YE, That the United States of America, in consideration of the premises, and in conformity with the several acts of Congress in such case made and provided, HAVE GIVEN AND GRANTED, and by these presents DO GIVE AND GRANT, unto the said *James D. Smith*, the said *Tract of the said James D. Smith* described.

and to his heirs, the said tract above described: He has and he shall the same together with all the rights, privileges, immunities and appurtenances of whatsoever nature, thereto in anywise belonging, unto the said *James D. Smith* and his heirs forever.

In testimony whereof, *James D. Smith* President of the UNITED STATES OF AMERICA, have caused these Letters to be made PATENT, and the SEAL of the GENERAL LAND OFFICE to be hereunto affixed.

GIVEN under my hand, at the City of Washington, this *15th* day of *May* 1883, in the year of our Lord one thousand eight hundred and *eighty three* and of the Independence of the United States the *fourth*.

BY THE PRESIDENT: *James D. Smith* Secretary. *J. A. Sawyer* Recorder of the General Land Office.

Note: a better copy to Follow -

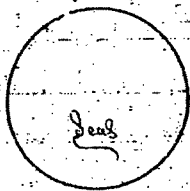
WB3.

said parties of the first part have hereunto set their hands and seals the day and year first above written.

Signed Sealed and Delivered in the presence of $\frac{3}{3}$ A Overbaugh {Seal}
Geo Roberts. {Seal}

State of California

County of Santa Clara ³⁸⁸ On the Third day of September A.D. One Thousand Eight Hundred and Seventy Two, personally appeared before me Eugene Strauss a Notary Public in and for the County of Santa Clara A Overbaugh and Geo Roberts whose names are subscribed to the annexed instrument as parties thereto, personally known to me to be the same persons described in and who executed the said annexed instrument as parties thereto and who duly acknowledged to me that each of them executed the same freely and voluntarily and for the uses and purposes therein mentioned. Due Notice



Having I have hereunto set my hand and official my Official Seal the day and year in the Certificate first above written.

E H Strauss Notary Public

Recorded at the request of E H Strauss September 21st 1872 at San Francisco past Ten o'clock A.M.

Ob Bailey Recorder

Lucinda Owen and Amy Owen to Sarah E. Kider

This Indenture made the Fifth day of September One Thousand Eight Hundred and Seventy Two Between Lucinda Owen and Amy Owen of the County of Santa Clara and State of California the parties of the first part and Sarah E. Kider of said County and State the party of the second part. Witnesseth that the said parties of the first part, for and in consideration of the sum of Ten Hundred Dollars Gold Coin of the United States of America to them in hand paid by the said party of the second part, out of her separate property, at or before the

26-Deeds-215
September 7, 1872

Lucinda Owen
Amy Owen

Sarah Kider

Witness
Hand
of
Counsel

enclosing and delivery of these presents. The receipt whereof is hereby acknowledged: have granted, bargained and sold, conveyed and confirmed and by these presents do grant, bargain, sell convey and confirm unto the said party of the second part and to her heirs and assigns forever, as her separate property, All that certain tract or parcel of land, lying, situate and being in the County of Santa Clara and State of California and more particularly known and described as the East Half of the North East Quarter of Section Number Fifteen (15) in Township Number Seven (7) South Range Number One (1) West of Mount Diablo Meridian, according to United State Survey, Containing Eighty Acres of Land. Together with all and singular the tenements, hereditaments and appurtenances thereto belonging or in any wise appertaining, and the reversions and reversions remainder and remainders, rents, issues, and profits thereof and also all the estate, rights, title, interest, property, possession, claim and demand whatsoever, as well in law as in equity, of the said parties of the first part, of in or to the above described premises, and every part and parcel thereof, with the appurtenances. To have and to hold, all and singular the above mentioned and described premises, together with the appurtenances unto the said party of the second part her heirs and assigns forever. The consideration upon which the conveyance is made is received from the separate property of said party of the second part. In Witness Whereof the said parties of the first part have hereunto set their hands and seals the day and year first above written Signed Sealed and Delivered in the Presence of

Accenda Owen [initials]
her
Amy Owen [initials]
mark

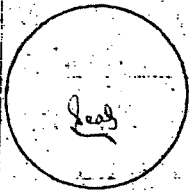
(C C Stephens)

State of California

County of Santa Clara

On this sixth day of September, A.D. One Thousand Eight Hundred and Seventy Two, before me, C C Stephens a Notary Public in and for said County of Santa Clara, duly commissioned, sworn and qualified, personally appeared the within named Accenda Owen and Amy Owen whose names are subscribed to the annexed instrument as

parties thereto personally known to me to be the individuals described in and who executed the said annexed instruments and who each duly and severally acknowledged to me that they executed the same freely and voluntarily and for the uses and purposes therein mentioned. In witness whereof, I have hereunto



set my hand and affixed my Official Seal at my Office in the City of San Jose County of Santa Clara State of California the day and year in that Certificate first above written. to be Stephen D. May.

Public in and for the County of Santa Clara State of California
Recorded at request of J. H. Laine, Atty for Grant, September
Seventh A.D. 1872, at Twenty Minutes past Three o'clock P.M.
D. C. Bailey Recorder

Peter M. Augier vs. Louisa Vincent

Whereas
Stamp
To be
Cancelled

This Indenture made the seventh day of September in the year of our Lord one thousand eight hundred and seventy two between Peter M. Augier of the Town of Alviso County of Santa Clara and State of California party of the first part, and Louisa Vincent of the same Town County and State the party of the second part, Witnesseth, that the said party of the first part for and in consideration of the sum of One Hundred and Fifty Dollars Gold Coin of the United States of America to him in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged has caused release and forever quitclaimed, and by these presents has caused release and forever quitclaim unto the said party of the second part and to her heirs and assigns, all his right title and interest in that piece or parcel of land lying and being in the County of Santa Clara and State of California, and known as Lots No 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, and 12, in Block A in Section Addition to the Town of Alviso. The said lots being 50 x 150 feet each—

Wm Mc K Owen To S F Kidder

This Indenture made the First day of September in the Year of our Lord One Thousand Eight Hundred and Twenty Three Between William Mc K Owen of the Territory of Arizona party of the first part and Sarah F Kidder of the County of Santa Clara State of California the party of the second part Witnesseth That the said party of the first part for and in consideration of the sum of Eleven Hundred and Twenty Dollars Gold Coin of the United States of America to him in hand paid by the said party of the second part the receipt whereof is hereby acknowledged Has granted bargained and sold conveyed and confirmed and by these presents does grant bargain and sell convey and confirm unto the said party of the second part and to her heirs and assigns forever All that certain lot tract or parcel of land situate lying and being in the County of Santa Clara and State of California and more particularly described as follows viz: The East one half - $2\frac{1}{2}$ of the North East quarter $1/4$ of Section fifteen (15) in Township Number Seven (7) South and Range Number one (1) West Meridian Containing Eighty acres of land according to United States Surveys it being commonly known as the Oscar Owen Tract Together with all and singular the rights and appurtenances thereto in anywise appertaining and the same unto the said party of the second part and to her heirs and assigns forever

30-Deeds-257
September 1, 1875

also all the estate right title interest homestead right
 property possession claim and demand whosoever as
 well in law as in equity of the said party of the
 first part of in or to the above mentioned premises or
 any part and parcel thereof with the appurtenances to
 have and to hold all and singular the above men-
 tioned and described premises together with the appur-
 tenances unto the said party of the second part her
 heirs and assigns forever as her separate property to
 state the consideration therefore having been paid
 out of her separate estate In Witness Whereof the
 said party of the first part has hereunto set his hand
 and seal the day and Year first above written
 Jm Mc K Owen

State of California ss
 County of Santa Clara On this First day of Sept-
 ember AD One Thousand Eight Hundred and Sev-
 enty Three before me Henry Wintrock of Notary
 Public in and for the County of Santa Clara duly
 commissioned and sworn personally appeared the
 within named Jm Mc K Owen whose name
 is subscribed to the annexed instrument as a party
 thereto personally known to me to be the individual des-
 cribed in and who executed the said annexed Instru-
 ment and he said Jm Mc K Owen acknowledged
 to me that he executed the same freely and vol-
 untarily and for the uses and purposes therein men-
 tioned In Witness Whereof I have hereunto set my hand
 and affixed my official seal the day
 and Year in the Certificate first above
 written



Henry Wintrock Notary Public

Recorded at request of Grant on Sept 1st AD 1873 at 10 min past

County Recorder

Paul & Clara, duly acknowledged and sworn, personally ap-
peared, James O. Yeagair known to me to be the person, des-
cribed, whose name is subscribed to, and who executed the within
instrument, and he duly acknowledged to me that he executed
the same. In Witness Whereof I have hereunto set my hand
and official seal, the day and year
last above written. J. R. Lane. Notary Public.
Recorded at the request of H. W. Platt May 21st A.D. 1875 at
4:1 min past 11 o'clock A.M. — H. J. Colahan Recorder
By J. R. Lane Notary

Charles S. Kiddie vs. James O. Yeagair

This Indenture made the fourteenth day of May in the year of
our Lord one thousand eight hundred and seventy five between
Charles S. Kiddie and Sarah E. Kiddie his wife of Santa Clara
County and State of California, parties of the first part and
James O. Yeagair of the same place the party of the second
part. Witnesseth, that the said parties of the first part for
and in consideration of the sum of money five hundred
(2500.) Dollars Lawful Money of the United States of Am-
erica, to them in hand paid by the said party of
second part, the receipt whereof is hereby acknowledged and
granted, bargained and sold, conveyed and confirmed, and by their presents
do grant, bargain and sell, convey and confirm unto the said party of
the second part, and to his heirs and assigns forever, all that certain
lot, piece or parcel of land, situate, lying and being in the County
of Santa Clara and State of California, and bounded and particu-
larly described as follows, to wit, commencing at a point at
the North West corner of the South East quarter of the
North East quarter of Section No. 15 of Township
No. 12 N. Range No. 12 E. 1st Meridian

Book 37-Deeds-page 71
May 21, 1875

Thence South Nine (9.00) Chs along the Westerly line of Land of Kidders land, thence at right angles East Twenty (20) chains to the Easterly line of said Kidders land. Thence North along the East line of said land nine (9) Chs to the North East Corner of said Kidders land. Thence Westerly along the line between said land and land of Donovan Twenty (20) Chs to the place of beginning containing Eighteen Rows of land and being the Northern Eighteen Rows of a part of the same Cession Estate, conveyed by deed to Sarah J. Kidder. To have with all and singular the Tenements, Hereditaments and appurtenances therunto belonging or in any wise appertaining, and the reversion and reversions, ^{remains and remainders} rents issues and profits thereof, and also all the Estate, right, title, interest, Homestead Right, property, possession, claim and demand whatsoever, as well in law as in equity, of the said parties of the first part, of in or to the above mentioned premises, and every part and parcel thereof with the appurtenances. To have and to hold all and singular, the above mentioned and recited premises, together with the appurtenances unto the said parties of the second part his heirs and assigns forever. In Witness Whereof the said parties of the first part have hereunto set their hands and seal the day and year first above written. Charles E. Kidder (Seal)
Sarah J. Kidder (Seal)

State of California 88.

County of Santa Clara. On this Fifteenth day of May 1888 One thousand Eight Hundred and Seventy Five, before Mr. James R. Lowe a Notary Public in and for said County of Santa Clara, duly commissioned, sworn and qualified personally appeared Charles E. Kidder and Sarah J. Kidder his wife, personally known to me to be the individuals described in and who executed the annexed instrument so parties thereto, and they and each of them duly acknowledged to me that they executed the said Instrument freely and voluntarily and for the uses and purposes therein mentioned.

and I further certify that the said Sarah A. Kilder, deceased
as a married woman, and wife of the said Charles S. Kilder, was
before first made acquainted with the contents of said Instru-
ment, and thereafter acknowledged to me on an act and intention
arise, apart from and without the leaving of her said husband, that
she executed the same freely and voluntarily, and for the uses
and purposes therein mentioned, without fear, compulsion or un-
due influence of her said husband, and that she did not wish to
retract the execution of the same. In Witness Whereof, I have
hereunto set my hand and affixed my official seal, at my
Office in the City of San Jose, County of Santa Clara State of
California the day and year in this Certificate
first above written. I at R. F. Lowe Notary
Public, in and for the County of Santa Clara, State of California.
Recorded at request of Grantee May 21st 1878. at 11 o'clock
a.m. 11 o'clock, a.m. H. J. Colgham Recorder
By J. J. De la Cruz

P. Arguilla et al. vs. William Rice.

This Indenture, made the twenty first day of May in the
year of our Lord one thousand eight hundred and seventy
between, L. P. Arguilla and L. A. Arguilla of the County of
Santa Clara State of California parties of the first part, and
William Rice of the County of Morgan in the State of
Illinois the Party of the Second part, Witnesseth, that the said
parties of the first part, for and in consideration of the sum of
Five thousand four hundred & twenty six ⁷⁰/₁₀₀ Dollars in
Gold Coin of the United States of America to them in hand
paid by the said Party of the Second part the receipt where-
of is hereby acknowledged, have granted, bargained, sold,
and conveyed, and further Covenant, do grant, bargain, sell and

Recorded at request of W. H. Wheeler Aug 14 A.D.
1875 at 10 min past 2 o'clock P.M. W. J. Colahan Recorder
By J. Delighton Deputy

James B. Yeargan et al To H. H. Warburton

This Instrument made the Eleventh day of August in the year of our Lord one thousand eight hundred and seventy five Between James B. Yeargan and Martha J. Yeargan his wife of the County of Santa Clara and State of California the parties of the first part and H. H. Warburton of the County and State aforesaid the party of the second part Witnesseth that the said parties of the first part for and in consideration of the sum of Fifteen hundred and forty dollars gold coin of the United States of America to them in hand paid by the said party of the second part the receipt whereof is hereby acknowledged have granted bargained and sold conveyed and confirmed and by these presents do grant bargain and sell convey and confirm unto the said party of the second part and to his heirs and assigns forever all that certain lot piece or parcel of land situate lying and being in the aforesaid County of Santa Clara and State of California and bounded and particularly described as follows to wit: Commencing at a point at the North Westly corner of the South East quarter (1/4) of the North East quarter of Section No Fifteen (15) Township No Seven (7) South of Range One (1) West and running Thence South nine (9) chains along the Westly line of Sarah F. Adams land, thence at right angles East twenty chains (20) to the Easterly line of said Adams land, thence North along the East

Book 36-Deeds-558
August 11, 1875

line of said land now (9) chains to the North East corner of said Hidas land. Thence Westerly along the line between said lands and land of Donora, Directly (10) chains to the place of beginning containing eighteen acres of land more or less and being the northerly eight-
 een acres of a part of the Isaac Owen estate conveyed by deed to Sarah F. Hidas. Together with all and singular the Tenements Hereditaments and appurtenances thereunto belonging or in anywise appertaining and the reversion and reversions residues and remainders unto issues and profits thereof and also the whole right title interest abovesaid right property possession claim and demand whatsoever as well in law as in equity of the said parties of the first part of us or to the above mentioned premises and every part and parcel thereof with the appurtenances. Do have and to hold all and singular the above mentioned and described premises together with the appurtenances unto the said party of the second part his heirs and assigns forever. In witness whereof the said parties of the first part have hereunto set their hands and seals the day and year first above written.

Signed sealed and delivered James B. Ycargain (and in presence of G. L. Jenkins) Martha J. Ycargain (and State of California) Sd.

County of Santa Clara) On this Eleventh day of August A.D. one Thousand eight hundred and seventy five before me G. L. Jenkins a Notary Public in and for the said county of Santa Clara personally appeared James B. Ycargain and Martha J. Ycargain his wife whose names are subscribed to the annexed instrument known to me to be the same persons described in the same who executed the said instrument.

acknowledged to me that they respectively executed the same. And the said Martha B. Yeargain described as a married woman. And the wife of the said James B. Yeargain upon examination without the hearing of her husband I made her acquainted with the contents of said instrument and thereupon she acknowledged to me that she executed the same and that she does not wish to retract such execution. In witness whereof I have hereunto set my hand and affixed my official seal at my office in the County of Santa Clara. The day and year in this certificate first above written. J. C. Jenkins Notary Public. Received at request of Granters Aug 14th 1880 at 32 min past 2 o'clock P.M.



W. J. Coolahan
County Recorder

Amy Sanchez et al. vs. C. G. Harrison

This Indenture made the 14th day of August in the year of our Lord one thousand eight hundred and seventy five Between Amy Sanchez and Gilbert Sanchez her husband of the County of Santa Clara State of California party of the first part and Cornelius G. Harrison of the City of San Jose of the County of Santa Clara State of California the party of the second part Witnesseth: That the said parties of the first part for and in consideration of the sum of Eight thousand five hundred (\$8500⁰⁰) dollars in gold coin of the United States of America to them in hand paid by the said party of the second part. The receipt whereof is hereby acknowledged have granted bargained sold and conveyed and confirmed and by their parents and

The undersigned hereby attested David Hunter, President of the
 Association, who presented the petition in accordance
 with the provisions of the Act of March 3, 1879, and
 the same was read and approved by the Association.
 This was done at the City of San Francisco, California, on the 1st day of March, 1887.



Attest at San Francisco, California, this 1st day of March, 1887.
 J. P. [Name] Notary Public
 County of Santa Clara, State of California.
 Witness my hand and seal of office this 1st day of March, 1887.

J. P. [Name] Notary Public

This indenture made the 1st day of March, 1887, between
 the undersigned, David Hunter, President of the
 Association of San Francisco, California, and
 the undersigned, [Name], of the County of Santa Clara, State of California, the parties
 of the first part, and [Name], of the County of San Francisco, State of California, the party
 of the second part, witnesseth that the said party of
 the first part, for and in consideration of the sum
 of [Amount] Dollars, to him or her hand paid by the said
 party of the second part, the receipt whereof is hereby
 acknowledged, have granted, sold, conveyed and confirmed
 unto the said party of the second part, and to his heirs and assigns forever,
 that certain lot [Number] of the [Name] of [Name]
 and being [Address] in the City of [Name], State of California, and the same is more fully described in the
 [Name] of the said party of the second part, which is hereunto annexed and forms part hereof.

89-Deeds-161 March, 1887

Henry W. Titus

E. Nicholas de Bar

This Indenture, made the Twenty third day of February in the year of our Lord one thousand eight hundred and eighty nine Between Henry W. Titus of the City and County of San Francisco, California the party of the first part, and Nicholas de Bar of the County of Santa Clara State of California the party of the second part. Witnesseth: That the said party of the first part, for and in consideration of the sum of Four thousand and five hundred Dollars gold coin of the United States of America, to him in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, does by these presents grant, bargain, sell, convey and confirm, unto the said party of the second part, and to his heirs and assigns forever, all the certain lot piece or parcel of land situate, lying and being in the said County of Santa Clara, State of California, and bounded and particularly described as follows, to wit: Beginning at the North west Corner of the South East quarter of the North east quarter of Section Fifteen (15) Township Seven (7) South Range One (1) West No. 10. which said corner is also the North east (N.E.) corner of Lyman Boro land and from thence running South along the Cor - boundary line of said Lyman Boro land Nine (9) Chasms; thence at right angles along the North line of Farrells land and E. J. H. Hughes and twenty (20) Chains to the Santa Clara and Santa Cruz road; thence North along

115-Deeds-160
February 26, 1889

said road Thence 17 1/2 Chains to the Northeast Corner of the Northeast quarter of the Northeast quarter of said section Fifteen 15 1/2 and thence West twenty (20) Chains to the place of beginning containing 18 Acres. Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging, or in anywise appertaining, and the reversion and reversions, remainders and remainders, rents, issues and profits thereof. To Have and to Hold, all and singular the said premises, together with the appurtenances unto the said party of the second part, and to his heirs and assigns forever, In Witness Whereof, the said party of the first has hereunto set his hand and seal the day and year first above written.

Signed, Sealed and Delivered

in the presence of
Geo. J. Knox

Henry W. Titus [Seal]

State of California ss. On the 25th day of February A.D. 1889, I, Geo. J. Knox, a Notary Public in and for said City and County, residing therein, duly commissioned and sworn, personally appeared Henry W. Titus, known to me to be the individual described in whose name is subscribed to and who executed the annexed instrument, and he acknowledged to me that he executed the same.

In Witness Whereof, I have hereunto set my hand and affixed my official seal at my office in the City and County of San Francisco, the day and year last above written.

Geo. J. Knox Notary Public.

Recorded at the Request of Grantee Feb. 26th A.D. 1889

at 36 min. East of Col. E. 771.
 Grace R. Murdoch Recorder
 By Grace R. Murdoch Deputy Recorder

Grace R. Murdoch.

To

Francis W. Murdoch

This Indenture, Made the Twenty Third day of February in the year of our Lord one thousand eight hundred and eighty nine, Between Grace R. Murdoch of the City and County of Los Angeles State of California, the party of the first part, and Francis W. Murdoch of the City of San Jose County of Santa Clara State of California, The party of the second part, Witnesseth: That the said party of the first part for and in consideration of the sum of Ten (\$10) Dollars, in gold coin of the United States of America to her in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, do hereby present grant bargain sell, convey and confirm, unto the said party of the second part and to his heirs and assigns forever all that certain lot, piece, or parcel of land, situate, lying and being in the City of San Jose County of Santa Clara State of California, and bounded and particularly described as follows, to wit: Commencing at a point in the Westerly line of Seventh Street, in said City where the Westerly line of Lot Eight (8th Range Seven (7), South of the true line according to the official Map of said City, intersects the said Westerly line of said Street, (said point of beginning being also the North East Corner of said Lot-8- Block 3- Range-7- South) and from said point running

320

DR1J

on Cambridge Avenue in Blocks 15 and 16; provided further that the party of the second part his heirs or assigns shall not at any time erect, place or maintain any building, structure, habitation, or place of residence at a less distance than twenty-five (25) feet from the sidewalk line of said property, except within the business limits; and provided also, and this indenture is made upon further condition, that if the said party of the second part, his heirs or assigns, shall violate the provisions or conditions aforesaid, or any of them, or permit any violation thereof, then this indenture shall be void, and the said premises shall revert and become the absolute property of the said party of the first part, its successors or assigns, who may enter into possession thereof and remove the said party of the second part his heirs or assigns, and any person holding under him or them.

IN WITNESS WHEREOF, the said party of the first part, by resolution of its board of Directors, hath caused these presents to be subscribed by its President and Secretary, and its corporate name and seal to be hereunto affixed, the day and year first above written.

(CORPORATE SEAL)

Co-Operative Land & Trust Company
By C. E. Childs, (SEAL)
President
S. W. Lockwood (SEAL)
Secretary.

STATE OF CALIFORNIA,)
COUNTY OF SANTA CLARA.) ss.

On this 7th day of Sept. in the year one thousand nine hundred and seven before me, C. E. Jordan, a Notary Public in and for the County of Santa Clara, residing therein, duly commissioned and sworn, personally appeared C. E. Childs and S. W. Lockwood, known to me personally to be the President and Secretary respectively of the Corporation described in and that executed the within and annexed instrument, and acknowledged to me that such Corporation executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Official Seal at my office in the Town of Palo Alto, County of Santa Clara, the day and year in this certificate first above written.

C. E. Jordan, Notary Public
(NOTARIAL SEAL) in and for the County of Santa Clara, State of California.
Filed for Record at the Request of Grantee Oct 5 A. D. 1907 at 6 min. past 11 o'clock A. M.

DANIEL J. FLANNERY, Recorder.
By E. G. EMERSON, Deputy Recorder.

GUSTAVE NELSON, et al
Trustees

TO J. J. SONTHEIMER

THIS INDENTURE, made the fifth day of October A. D. 1907, between Gustave Nelson and C. W. Quilty, as Trustees, as hereinafter recited, of the County of Santa Clara, State of California, the parties of the first part, and J. J. Sonthaimer of the same County and State, the party of the second part, WITNESSETH: THAT WHEREAS, Nicolas DeBar and Eva DeBar, his wife, of said County and State, did on the 20th day of May, 1903, borrow and receive from J. J. Sonthaimer, the sum of \$5388.00, and in order to secure the repayment thereof, with the interest thereon, did execute and deliver to

320-Deeds-417, October 7, 1907

said J. J. Sontheimer, their written promissory note for that amount, payable six months after the date thereof with 7 1/2 per cent interest as in said note provided, and to secure the payment of the amount of said promissory note, according to its terms did execute, acknowledge and deliver unto said Gustave Nelson and C. W. Quilty as trustees a certain Deed of Trust bearing date the 20th day of May, 1903, and of record in Book 5 of Trust Deeds at page 26 and following, in the office of the County Recorder of said County, which said Deed of Trust and said record thereof are hereby referred to and made a part hereof; and wherein and whereby the said Nicolas DeBar and Eva DeBar, his wife, granted and conveyed to said trustees for the uses and trusts set forth in said Deed of Trust, the following described real property, situate in the County of Santa Clara, State of California, to wit:

Beginning at the Northwest corner of the Southeast quarter of the Northeast quarter of Section fifteen (15) Township seven (7) South Range one (1) West W. D. M. which said corner is also the Northeast corner of land of L. G. Hurlburt and from thence running South along the east boundary line of said land of L. G. Hurlburt nine (9) chains; thence at right angles East along the North line of the land of F. C. Hurlburt and land of E. S. Morrow twenty (20) chains to the Santa Clara and Santa Clara Road; thence North along said Road nine (9) chains to the Northeast corner of the Southeast quarter of the Northeast quarter of said Section fifteen (15) and thence West twenty (20) chains to the place of beginning.

CONTAINING 18 acres. Together with all the improvements and appurtenances thereunto belonging. And whereas it was in said Deed of Trust provided among other things, that if default should be made in the payment of said sum of principal and interest when due, in the manner stipulated in said promissory note, or in the reimbursement of any amount therein provided to be paid, or of any interest thereon, then the said trustees, on demand of the said party of the third part to said Trust Deed, or his assigns, should sell the above described premises, or such part thereof as in their discretion they should find it necessary to sell, in order to accomplish the object of said Trust Deed, at public auction, in the manner provided in said Deed of Trust and after public notice thereof advertised at least three times a week for three weeks in some Newspaper published in the County of Santa Clara, and whereas on the second day of September, 1907, default having been made in the payment of the principal of said note and the interest thereon, and the debt secured by the Deed of Trust according to the terms of said note, said J. J. Sontheimer did declare that default had been made in the payment of the principal and interest and other sums due under and upon said Note and Deed of Trust, did request and direct said Gustave Nelson and C. W. Quilty, Trustees, to notice-for sale and sell all the real property described in said Deed of Trust to satisfy said indebtedness, to accomplish the objects of said Deed of Trust, and to pay all accrued and accruing costs and expenses of the trust and sale; and whereas, said trustees did upon the fifth day of October 1907, under and by virtue of said Deed of Trust and said application and request of said J. J. Sontheimer, proceed to sell the whole of the real property described in said Deed of Trust, in order to accomplish the objects of said trust and to satisfy said indebtedness, and to pay all accrued and accruing costs and expenses of the trust and sale, and did issue their notice of such sale in which notice they stated the time and place of sale, to wit: Saturday the 5th day of October, A.D. 1907, at twelve o'clock noon of that day, at the front door of the County Court House in the City of San Jose, County of Santa Clara, State of California, and also in said notice did state and give a full and complete description of said real property to be sold, and the terms and conditions of sale; and whereas said trustees did publish said notice

IRIJ

of sale at least three times a week for three successive weeks next before said sale, in the "Evening News" a daily newspaper of general circulation published in said City of San Jose, in said County, as will also appear from the affidavit of C. W. Williams, marked "Exhibit A" herunto attached and made a part of this conveyance. And Whereas, at the time and place so noticed, to wit: at twelve o'clock noon of Saturday the fifth day of October A. D. 1907, at the front door of the County Court House in the City of San Jose, County of Santa Clara, State of California, judging it necessary and expedient to sell the real property in one parcel as described in said Deed of Trust, and default having been made in the payment of said principal sum and interest thereon, and the amount then due, owing, payable and unpaid to said J. J. Sontheimer and to said trustees, and the costs and expenses of said sale and of the trust and counsel fees and principal and interest of said Note aggregating and being on the date last aforesaid, the sum of \$5675.00 in United States Gold Coin, the said parties of the first part herein as such trustees did sell the whole of said real property hereinbefore described in one parcel at public auction to J. J. Sontheimer the party of the second part herein, for the sum of \$5675, in United States Gold Coin, said sum being the highest and best sum offered or bid for said real property, and whereas said J. J. Sontheimer has made payment to said trustees of the said sum so offered and bid by him, to wit: \$5675, and is entitled to a conveyance of said premises so sold.

NOW THEREFORE, in consideration of the foregoing and of said sum of \$5675 in United States Gold Coin to them paid as aforesaid, and pursuant to said Deed of Trust and the powers, authorities and estates held by them thereunder, and in order fully to accomplish the objects of said trust, the said parties of the first part herein, as trustees as aforesaid do hereby grant, bargain, sell, convey and confirm unto the said J. J. Sontheimer his heirs and assigns forever, all of the said real property hereinbefore particularly described, and all the right, title and interest therein which the said Nicolas DeBar and Eva DeBar, his wife, or either of them had at the time of the execution and delivery and recordation of said Deed of Trust, and all the right, title and interest therein which said Nicolas DeBar and Eva DeBar or either of them have since acquired.

TO HAVE AND TO HOLD said above described property with the appurtenances thereto appertaining or in anywise belonging, unto said J. J. Sontheimer, his heirs and assigns forever.

IN WITNESS WHEREOF, said parties of the first part, as trustees as aforesaid have hereunto set their hands and seals, the day and year first above written.

Gustave Nelson (SEAL)

C. W. Quilty (SEAL)

Signed, Sealed and Delivered in presence of

Geo. D. Smith

Mrs. C. J. Wolfe

STATE OF CALIFORNIA,)
COUNTY OF SANTA CLARA.) ss.

On this Fifth day of October in the year one thousand nine hundred and seven, before me, George D. Smith, a Notary Public in and for said County of Santa Clara, residing therein, duly commissioned and sworn personally appeared Gustave Nelson and C. W. Quilty, trustees, whose names are subscribed to the foregoing instrument as parties thereto, known to me to be the persons described as trustees and whose names are subscribed to the within instrument and acknowledged to me that they executed the same as trustees as therein set forth.

WITNESS my hand and official seal at my office in said County of Santa Clara,

the day and year first above written.

George D. Smith, Notary Public

(NOTARIAL SEAL) in and for Santa Clara County, State of California.

-----oOo-----

"EXHIBIT A".

IN THE SUPERIOR COURT

OF THE

COUNTY OF SANTA CLARA, STATE OF CALIFORNIA.

In the Matter of the Trust Deed of

Nicolas DeBar and wife to Gustave Nelson

and C. W. Quilty.

STATE OF CALIFORNIA,)
COUNTY OF SANTA CLARA.) ss.

C. W. Williams, being first duly sworn, deposes and says: That at all times hereinafter mentioned he was a citizen of the United States, over the age of eighteen years, and a resident of said county, and was at and during all said times the printer and publisher of The Evening News, a newspaper of general circulation printed and published daily in the City of San Jose, in said County of Santa Clara, State of California; that said The Evening News is and was at all times herein mentioned, a newspaper of general circulation as that term is defined by Section 4460 of the Political Code, and, as provided by said section, is published for the dissemination of local and telegraphic news and intelligence of a general character, having a bona fide subscription list of paying subscribers, and is not devoted to the interests, or published for the entertainment or instruction of a particular class, profession, trade, calling, race or denomination, or for the entertainment and instruction of any number of such classes, professions, trades, callings, races, or denominations; that at all said times said newspaper had been established, printed and published in the said City of San Jose, in said County, and State at regular intervals for more than one year preceding the first publication of the notice herein mentioned; that said notice was set in type not smaller than nonpareil and was preceded with words printed in black face type not smaller than nonpareil, describing and expressing in general terms, the purport and character of the notice intended to be given; that the Notice of Trustees' Sale of which the annexed is a printed copy, was published and printed in said newspaper at least 24 days, commencing on the 11th day of September 1907, and ending on the 4th day of October 1907, both days inclusive, Sundays, excepted, and as often during said time as said newspaper was regularly issued.

C. W. Williams

Subscribed and sworn to before me this 5th day of October 1907.

H. W. McComas, Notary Public

(NOTARIAL SEAL) in and for Santa Clara County, California.

NOTICE OF TRUSTEE'S SALE.

--oOo--

NOTICE IS HEREBY GIVEN THAT WHEREAS, Nicolas de Bar and Eva de Bar, his wife, of the County of Santa Clara, State of California, have on the 20th day of May 1905, executed acknowledged and delivered to the undersigned Gustave Nelson and C. W. Quilty as trustees for J. J. Ronzheimer a certain deed of trust of that date, now of record in the office of the County Recorder of said county, in Book 5 of Trust Deeds, at page 26, and following embracing and covering certain real property hereinafter particularly described, to secure the payment of certain indebtedness of said Nicolas de Bar and Eva de Bar, his

dRIJ

wife, to said J. J. Sonthheimer.

AND WHEREAS, the said J. J. Sonthheimer the holder and owner of said deed of trust and promissory note, to secure the payment of which said deed of trust was executed, has in writing requested and directed the undersigned, Gustave Nelson and C. W. Quilty as trustees under said deed of trust to notice for sale and to sell the real property described in said deed of trust to accomplish the objects of said trust in the manner in said deed of trust provided and to apply the proceeds thereof to the payment of said indebtedness due to said J. J. Sonthheimer from said Nicolas de Bar and Eva de Bar, and also all other payments, charges and disbursements in and by said deed of trust provided to be paid, and

WHEREAS default has been made in the payment of said indebtedness and there is now due, owing and payable to said J. J. Sonthheimer on principal and unpaid interest the sum of \$5560 and the conditions and provisions of said deed of trust have not been performed.

NOW, THEREFORE, we, the undersigned as trustees as aforesaid, in accordance with the terms of said deed of trust and under the authority conferred upon us and in pursuance of said application and request of said J. J. Sonthheimer do hereby give public notice that on Saturday, the 5th day of October, 1907, at the front door of the County Court House of the County of Santa Clara, in the City of San Jose, in said County, at 12 o'clock noon, on that day, we will sell at public auction to the highest and best bidder for cash in gold coin of the United States the premises in said deed of trust mentioned and hereinafter particularly described and we, the trustees aforesaid, judging it necessary and expedient to sell the whole of said property at one time and in one parcel do hereby give public notice that at said time and place last aforesaid and upon the terms aforesaid, we will sell the whole of said premises in one parcel, and that upon the payment to us, the said trustees, of the purchase price we will execute and deliver to the purchaser at said sale a conveyance of the premises, as in and by said deed of trust provided.

THE SAID trust premises and property are particularly described as follows, viz: beginning at the northwest corner of the southeast quarter of the northeast quarter of section 15, Township 7, South Range 1 West, M. D. M. which said corner is also the northeast corner of land of L. G. Hurlburt and from thence running south along the east boundary line of said land of L. G. Hurlburt nine (9) chains, thence at right angles east along the north line of the land of F. C. Hurlburt and land of E. S. Morrow twenty (20) chains to the Santa Clara and Santa Cruz road; thence north along said road nine (9) chains to the northeast corner of the southeast quarter of the northeast quarter of said Section 15; and thence west twenty (20) chains to the place of beginning. Containing 18 acres, more or less.

TOGETHER with all the improvements and appurtenances thereunto belonging.

Terms and conditions of sale: Cash in gold coin of the United States, ten per cent payable to the undersigned at the time of sale, and the balance on delivery of deed, and if not so paid then the ten per cent to be forfeited and the sale to be void. Said J. J. Sonthheimer (being the owner and holder of the indebtedness secured by said deed of trust) or any other person, may purchase at said sale.

Acts of sale at purchaser's expense. Said sale is absolute, and the purchaser on delivery of deed is entitled to the immediate possession of said premises and also of the rents, issues and profits thereof, from and after the date of said sale.

Dated, San Jose, California, September 11th, 1907.

C. W. Quilty,
Gustave Nelson,

Trustees.

320

422

FILED for Record at the Request of J. J. Sontheimer Oct. 7 A. D. 1907 at 5 min. past 9 o'clock A. M.

DANIEL J. FLANNERY, Recorder.

E. C. EMERSON, Deputy recorder.

RECEIVED FOR RECORD AT THE REQUEST OF J. J. SONTHEIMER OCT. 7 A. D. 1907 AT 5 MIN. PAST 9 O'CLOCK A. M.

W. W. MOORE

TO

J. W. CHILTON

THIS INDENTURE, made the Twenty-ninth day of August in the year of our Lord nineteen hundred and seven, Between W. W. Moore, unmarried of Exeter of the County of Devonshire, England, the party of the first part, and J. W. Chilton of the County of Santa Clara, State of California, the party of the second part, WITNESSETH: THAT the said party of the first part, for and in consideration of the sum of Ten Dollars, Gold Coin of the United States of America, to him in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, does by these presents grant, bargain, sell, convey and confirm unto the said party of the second part, and to his heirs and assigns forever, all those certain lots, pieces or parcels of land, situate, lying and being in the County of Santa Clara, State of California, and bounded and particularly described as follows, to wit:

THE Northerly $1/2$ of Lot numbered 7, of the Titus and Langtry Tract, being a portion of the Quito Rancho according to a map thereof duly recorded in the Office of the County Recorder in Book "E" of Maps, at page 117, Records of Santa Clara County, State of California, containing 10 acres of land.

BEGINNING at a stake marked S. 2 on the North line of Lot No. 7 N. $87^{\circ} 1' W.$ 7.21 chs. from the center line of Titus Avenue; running thence parallel to said Avenue N. $2^{\circ} 59' E.$ 20.74 chs. to the center line of the Prospect Road from which a stake marked W. P. S. bears S. $2^{\circ} 59' W.$ 20 feet distant thence along the center of said road N. $88^{\circ} 2' W.$ 4.83 chs. to a point from which a stake marked W.P.S.1 bears S. $2^{\circ} 59' W.$ 20 feet distant; thence S. $2^{\circ} 59' W.$ 20.66 chs. to a stake marked S. 3 on the North line of said lot 7 and thence along the North line of said lot S. $87^{\circ} 1' E.$ 4.83 chs. to the place of beginning. Containing 10 acres of land and being portions of Lots No. 8 and 9 as shown on a map of the Subdivision of the Titus and Langtry Tract now of record in the Recorder's Office of Santa Clara County, in Book E. of Maps, page 117 et seq.

TOGETHER with all and singular the tenements, hereditaments and appurtenances therunto belonging or in any wise appertaining.

TO HAVE AND TO HOLD all and singular the said premises, together with the appurtenances, unto the said party of the second part, and to his heirs and assigns forever.

IN WITNESS WHEREOF, the said party of the first part has hereunto set his hand the day and year first above written.

William Whately Moore

Signed, Executed and Delivered in the Presence of Edmund W. Luke

5 Pamfrylde Street,

Notary Public

Exeter, England.

COUNTY AND CITY OF EXETER,
ENGLAND.

On this Seventeenth day of September One Thousand nine hundred and seven, before me, Edmund William Luke, of Number 5 Pamfrylde Street in the County of the City of Exeter a Notary Public in and for said County and City residing therein duly commissioned and sworn personally appeared William Whately

333-Deeds-228
Recorded July 16, 1908

This Indenture, Made the 1st day of July in the year of our Lord one thousand nine hundred and eight. Between J. J. Southmeier and Anna Southmeier his wife

of the County of Santa Clara State of California, the part all of the first part, and Margaret P. Dobson

of the County of Santa Clara State of California, the part of the second part, WITNESSETH, That the said part all of the first part, for and in consideration of the sum of

Ten Dollars gold coin of the United States of America, to them in hand paid by the said part of the second part, the receipt whereof is hereby acknowledged, do by these presents grant, bargain, sell, convey and confirm unto the said part of the second part, and to his heirs and assigns forever, all that certain lot, piece or parcel of land, situate, lying and being in the County of Santa Clara, State of California, and bounded and particularly described as follows, to wit:

Beginning at the northwest corner of the southeast quarter of the southeast quarter of section fifteen (15) Township seven (7) North Range one (1) West N.D.M. which said corner is also the northeast corner of land of L. F. Hurlbut and from there running south along the East boundary line of said land of L. F. Hurlbut nine (9) chains. Thence at right angles East along the north line of land of F. C. Hurlbut and land of B. D. Morrow twenty (20) chains to the Santa Clara and Santa Cruz Road. Thence north along said Road nine (9) chains to the northeast corner of the southeast quarter of the northeast quarter of said section fifteen (15) and thence West forty (40) chains to the place of beginning. Containing three acres.

TOGETHER with all and singular the tenements, hereditaments and appurtenances thereto belonging or in anywise appertaining.

TO HAVE AND TO HOLD all and singular the said premises, together with the appurtenances unto the said part of the second part, and to his heirs and assigns forever.

IN WITNESS WHEREOF, the said part all of the first part hath hereunto set their hand and seal, the day and year first above written.

Signed, Executed and Delivered in the presence of

J. J. Southmeier (seal)
Anna Southmeier (seal)

C. M. Lorigan
State of California }
County of Santa Clara }

On this 1st day of July in the year of our Lord 1908, before me, C. M. Lorigan, a Notary Public in and for the County of Santa Clara, residing therein, duly commissioned and sworn, personally appeared J. J. Southmeier and Anna Southmeier, known to me to be the persons described in, who are subscribed to, and who executed the within instrument, and acknowledged to me that they executed the same.

Witness my hand and official seal, at my office in the County of Santa Clara, the day and year first above written.

(Seal)

C. M. Lorigan Notary Public in and for
Santa Clara County, State of California

Recorded at the request of D. B. C. C. C. July 16, 1908
min past 10 o'clock A.M.

Daniel J. Flannery County Clerk

locate first above written.

(NOTARIAL SEAL)

Richard V. Bressani, Notary Public in and for the
County of Santa Clara, State of California

FILING NO. 2003

Filed for record at the request of P. Denzi Sept 12 A. D. 1921 at 10 min
past 4 o'clock P. M.

D. J. FLANNERY RECORDER

By J. B. O'Connor Deputy Recorder

Compared by *E. Thorne*

and *M. Sullivan*

XX

MARGARET P. OSBORNE ET VIX TO STATE OF CALIFORNIA

\$50.00
CANCELED

D E D

THIS INDENTURE made the 7th day of July 1921, by and between Margaret P.
Osborne and A. E. Osborne, her husband, of the County of Santa Clara, State of Calif-
ornia, parties of the first part and the State of California, the party of the second
part.

WITNESSETH: That the said parties of the first part for and in consideration
of the sum of ten dollars (\$10) gold coin of the United States, to them in hand paid
by the said party of the second part, and other good and valuable consideration, re-
ceipt whereof is hereby acknowledged, do by these presents grant, bargain, sell and
convey unto the said party of the second part all that certain piece or parcel of
land together with the improvements thereon, situate in the County of Santa Clara,
State of California, bounded and described as follows, to wit:

"Beginning at the N E corner of S E 1/4 of the N E 1/4 S 15. T 7 S. R 1 W.
M. D. B. & M.; thence S 361.5' : thence W 30' to an iron pipe set in a fence line;
the last named point being the point of beginning of the description of the tract of
land herein described; thence from said point of beginning N. 89° 21' W. 400.2' to an
iron pipe; thence N 0° 18' E 256.2' to an iron pipe; thence N. 89° 32' E 508.3' to an
iron pipe. thence S 0° 1' W 489.2' to an iron pipe set in a fence line, thence S 89°
50' E 907.2' along said fence to a 4" x 4" redwood stake set in a fence corner; thence
N 232.4' along a fence line to the point of beginning. The iron pipes herewithin men-
tioned are 1 1/2"x6" galvanized iron pipes set 4' in the ground equipped with caps marked
"STATE CAL"

Containing eight acres more or less together with all and singular the
tenements, hereditaments and appurtenances thereunto belonging or in anywise appertain-
ing, and the reversion and reversions, remainder and remainders, rents, issues and pro-
fits thereof.

TO HAVE AND TO HOLD all and singular the said premises together with the
appurtenances unto the said party of the second part and to its successors and assigns
forever.

IN WITNESS WHEREOF, the parties of the first part have hereunto set their
hands and affixed their seals the day and year first above written.

Margaret P. Osborne

A. E. Osborne (her husband)

STATE OF CALIFORNIA)
COUNTY OF SANTA CLARA) SS,

On this 7th day of July, 1921, before me, Robert A.
Patjo, a Notary Public of the State of California

538-Deeds-257
September 12, 1921

in and for the County of Santa Clara, personally appeared Margaret P. Osborne and A. M. Osborne known to me to be the persons whose names are subscribed to the foregoing instrument, and they acknowledged to me that they executed the same.

(NOTARIAL SEAL)

Robert A. Patjo, Notary Public of the State
of California, in and for the County of Santa
Clara.

FILING NO. 2005

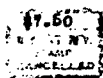
Filed for record at the request of San Jose Abstract & Title Insurance
Co Sept 12 A. D. 1921 at 20 min past 4 o'clock P. M.

D. J. FLAHERTY RECORDER

Syl C. Tully Deputy Recorder

Compared by *E. Tully*

and *M. Sullivan*



ETHEL CLAYTON ET AL

TO

LOUIS SOMVIKSEN

THIS INDENTURE made the 11th day of July in the year of our Lord, one
thousand nine hundred and twenty-one between Ethel Clayton and Anna Florence Clayton,
both unmarried, of the County of Santa Clara, State of California, parties of the
first part and Louis Somviksen, of the County of Santa Clara, State of California,
the party of the second part.

WITNESSETH: That the said parties of the first part for and in consider-
ation of the sum of Ten (\$10.00) Dollars in Gold Coin of the United States of
America, to them in hand paid by the said party of the second part, the receipt
whereof is hereby acknowledged, doth grant, bargain, and sell, convey and confirm
unto the said party of the second part and to his heirs and assigns forever, all
those certain pieces or parcels of land lying and being in the City of San Jose,
County of Santa Clara, State of California, bounded and described as follows, to-
wit:

Lots Numbered Twenty-seven (27), Twenty-eight (28) and Twenty-nine (29)
of the Sycamore Tract No. 2 as shown upon the map of said Tract of record in the
office of the County Recorder of the County of Santa Clara, State of California,
in Book P of Maps, at page 4.

Together with all and singular the tenements, hereditaments and appur-
tenances, therunto belonging or in anywise appertaining, upon the condition that
the party of the second part, his heirs, successors or assigns, must comply with
the following restrictions and reservations to-wit:

That no house to be erected on said property shall cost less than \$5000
or be nearer the front line thereof than 12 feet;

That no house from any other location shall be moved on to said property;

That any barn, garage or out-house to be erected on said property shall
be in the extreme rear thereof;

That said property must not be sold to any person not of the Caucasian
race;

That said property shall not be used for other than residence purposes
prior to 1950.

54-OR-492

MARGARET P. OSBORNE ET VIR

TO

STATE OF CALIFORNIA

DEED

THIS INDENTURE made this 21st day of January A.D. 1924 by and between Margaret P. Osborne and A. E. Osborne, her husband of the County of Santa Clara, State of California, as parties of the first part, and the State of California, as party of the second part.

WITNESSETH: That the said parties of the first part for and in consideration of ten dollars (\$10) gold coin of the United States to them in hand paid by the said party of the second part, and other good and valuable consideration, receipt whereof is her by acknowledged do by these presents, grant, bargain, sell and convey unto the said party of the second part all that certain piece or parcel of land situate in the County of Santa Clara, State of California bounded and particularly described as follows to-wit:

"Beginning at the N. E. corner of the S. E. $\frac{1}{4}$ of the E. E. $\frac{1}{4}$ of Sec. 15 in T. 7 S. of Range 1 N. M. D. 2., and running thence southerly along the section line 361.6 feet to a point, thence westerly at right angles 430.2 feet more or less, to a point situate on the easterly boundary of a certain 5 acre tract heretofore conveyed by said first parties to the State of California by deed recorded on or about the 12th day of September 1921, thence northerly along said boundary line and a continuation thereof 361.6 feet more or less to the northerly line of said S. E. $\frac{1}{4}$ of the E. E. $\frac{1}{4}$ of said section 15 and running thence easterly along said line last mentioned 430.2 feet more or less to the point of beginning and containing 3.57 acres of land."

TOGETHER with all and singular the tenements, hereditaments and appurtenances therunto belonging or in anywise appertaining and the reversion and reversions, remainder and remainders, rents, issues and profits thereof.

TO HAVE AND TO HOLD all and singular the said premises together with the appurtenances unto the said party of the second part and to its successors and assigns forever.

IN WITNESS WHEREOF, said parties of the first part have hereunto set their hands and affixed their seals the day and year first above written.

Margaret P. Osborne(SEAL)

A. E. Osborne(SEAL)
(her husband)

STATE OF CALIFORNIA)
COUNTY OF SANTA CLARA) SS.

On this 21st day of January 1924 A.D. before me F. C. Roll a Notary Public in and for the County of Santa Clara, State of California, personally appeared Margaret P. Osborne and A. E. Osborne, her husband

known to me to be the persons whose names are subscribed to the foregoing instrument and they acknowledged to me that they executed the same.

(NOTARIAL SEAL)

F. C. Roll, Notary Public in and for the County of Santa Clara, State of California.

FILED NO. C 1651

Filed for record at the request of Grantee Jan 28 1924 at 1 min. past 12 o'clock

D. J. FLANNERY

RECORDED

F. C. Roll

Notary Recorder

9.100

54-OR-493

MARGARET P. OSBORNE ET VIR

TO

STATE OF CALIFORNIA

DEED

THIS INDENTURE made this 21st day of January A.D. 1924 by and between Margaret P. Osborne and A. E. Osborne, her husband of the County of Santa Clara, State of California, parties of the first part and the State of California, the party of the second part,

WITNESSETH: That the said parties of the first part for and in consideration of the due execution and delivery to them of a deed conveying to the said Margaret P. Osborne, Lots thirty-seven (37) and thirty-eight (38) in Calwalladers survey of the Village of Evergreen, as surveyed by Herman Brothers, March 1887 and recorded in book "B" of Maps, page 56 et seq., Santa Clara County Records, on March 24, 1887 which said tract contains five and thirty one-hundredths (5.31) acres, more or less, which said property was formerly owned and used by the Woman's Relief Corps Home of California heretofore, made executed and acknowledged and delivered by the members of the Board of Control of the State of California pursuant to the power and authority conferred upon them in and by the provisions of chapter 187 of California Statutes of 1923 the receipt whereof is hereby acknowledged do by these presents grant, bargain, sell and convey unto the said party of the second part all that certain piece or parcel of land situate, lying and being in the County of Santa Clara, State of California which is particularly bounded and described to-wit:

"Beginning at a point two hundred fifty-two and six tenths (252.6) feet south of the center of the northeast quarter of section fifteen, township seven south, range one west; thence southerly three hundred forty-one and four-tenths (341.4) feet; thence east three hundred eighty-two and eight-tenths (382.8) feet; thence north three hundred forty-one and four-tenths (341.4) feet; thence west three hundred eighty-two and eight-tenths (382.8) feet to the point of beginning and containing three acres more or less "

TOGETHER with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in any wise appertaining and the reversion and reversions, remainder and remainders, rents, issues and profits thereof.

TO HAVE AND TO HOLD all and singular the said premises together with the appurtenances unto the said party of the second part and to its successors and assigns forever

IN WITNESS WHEREOF, the parties of the first part have herunto set their hands and affixed their seals the day and year first above written.

Margaret P. Osborne, (SEAL)

A. E. Osborne, (SEAL)
(her husband)

STATE OF CALIFORNIA)
 SS.
COUNTY OF SANTA CLARA)

On this 21st day of January A.D. 1924 before me F. C. Roll a Notary Public of the State of California, County of Santa Clara, personally appeared Margaret P. Osborne and A. E. Osborne, her husband known to me to be the persons whose names are subscribed to the foregoing instrument and they acknowledged to me that they execute the same.

IN WITNESS WHEREOF,

F. C. Roll, Notary Public in and for the County of Santa Clara, State of California.

into first above written.

(NOTARIAL SEAL)

Richard V. Bressani, Notary Public in and for the
County of Santa Clara, State of California

FILE NO. 2005

Filed for record at the request of P. Penni Sept 12 A. D. 1921 at 10 min
past 4 o'clock P. M.

D. J. FLANNERY

RECORDED

By J. B. OSBORNE

Deputy Recorder

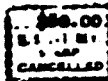
Compared by *E. Thomsen*

and *M. Sullivan*

MARGARET P. OSBORNE ET VIE

TO

STATE OF CALIFORNIA



D E D

THIS INSTRUMENT made the 7th day of July 1921, by and between Margaret P. Osborne and A. E. Osborne, her husband, of the County of Santa Clara, State of California, parties of the first part and the State of California, the party of the second part.

WITNESSETH: That the said parties of the first part for and in consideration of the sum of ten dollars (\$10) gold coin of the United States, to them in hand paid by the said party of the second part, and other good and valuable consideration, receipt whereof is hereby acknowledged, do by these presents grant, bargain, sell and convey unto the said party of the second part all that certain piece or parcel of land together with the improvements thereon, situate in the County of Santa Clara, State of California, bounded and described as follows, to wit:

"Beginning at the N E corner of S E 1/4 of the N E 1/4 S 15. T 7 S. R 1 E. M. D. S. & M.; thence S 841.5'; thence W 30° to an iron pipe set in a fence line; the last named point being the point of beginning of the description of the tract of land herein described; thence from said point of beginning N. 89° 21' W. 400.2' to an iron pipe; thence N 0° 18' E 254.2' to an iron pipe; thence N. 89° 52' W 508.5' to an iron pipe; thence S 0° 1' W 489.2' to an iron pipe set in a fence line, thence S 89° 30' E 307.2' along said fence to a 4" x 4" retread stake set in a fence corner; thence S 89° 4' along a fence line to the point of beginning. The iron pipes herewithin mentioned are galvanized iron pipes set 4' in the ground equipped with caps marked

Containing eight acres more or less together with all and singular the improvements, hereditaments and appurtenances thereto belonging or in anywise appertaining, unto the said party of the second part and to its successors and assigns forever, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof.

TO HAVE AND TO HOLD all and singular the said premises together with the appurtenances unto the said party of the second part and to its successors and assigns forever.

IN WITNESS WHEREOF, the parties of the first part have hereunto set their hands and affixed their seals the day and year first above written.

Margaret P. Osborne
(her husband)

On this 7th day of July, 1921, before me, Robert A. Bressani, a Notary Public in the State of California

in and for the County of Santa Clara, personally appeared Margaret P. Osborne and A. E. Osborne known to me to be the persons whose names are subscribed to the foregoing instrument, and they acknowledged to me that they executed the same.

(NOTARIAL SEAL)

Robert A. Patjo, Notary Public of the State of California, in and for the County of Santa Clara.

FILING NO. 2006

Filed for record at the request of San Jose Abstract & Title Insurance Co Sept 12 A. D. 1921 at 20 min past 4 o'clock P. M.

D. J. FLANNERY RECORDER

Syl C. Tully Deputy Recorder

Compared by *E. J. Thomas*

and *M. Sullivan*

ETHEL CLAYTON ET AL

TO

LOUIS SCHWENKE



THIS INSTRUMENT made the 11th day of July in the year of our Lord, one thousand nine hundred and twenty-one between Ethel Clayton and Anna Florence Clayton, both unmarried, of the County of Santa Clara, State of California, parties of the first part and Louis Schwenne, of the County of Santa Clara, State of California, the party of the second part.

WITNESSETH, That the said parties of the first part for and in consideration of the sum of Ten (\$10.00) Dollars in Gold Coin of the United States of America, to them in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, doth grant, bargain, sell, convey and confirm unto the said party of the second part and to his heirs and assigns forever, all those certain pieces or parcels of land lying and being in the City of San Jose, County of Santa Clara, State of California, bounded and described as follows, to-wit:

Lots Numbered Twenty-seven (27), Twenty-eight (28) and Twenty-nine (29)

of the Sycamore Tract No. 2 as shown upon the map of said Tract of record in the office of the County Recorder of the County of Santa Clara, State of California, in Book P of Maps, at page 4,

together with all and singular the tenements, hereditaments and appurtenances, thereto belonging or in anywise appertaining, upon the condition that the party of the second part, his heirs, successors or assigns, must comply with the following restrictions and reservations to-wit:

That no house to be erected on said property shall cost less than \$1000 or be nearer the front line thereof than 15 feet;
That no house from any other location shall be moved on to said property;
That any barn, garage or out-house to be erected on said property shall be in the extreme rear thereof;

That said property must not be sold to any person not of the Caucasian race;

That said property shall not be used for other than residence purposes prior to 1950.

FILED NO. 2 1853

Filed for record at the request of Grantee Jan 29 1924 at 3 min. past
12 o'clock P.

D. J. PLANESEY

RECORDER

Sgt C. Tully

Deputy Recorder

compared by *J. R. Jones*

and

THE CONGREGATIONAL CHURCH BUILDING SOCIETY

TO THE CONGREGATIONAL CHURCH
OF PALO ALTO

THE CONGREGATIONAL CHURCH BUILDING SOCIETY OF THE CITY OF NEW YORK
doth hereby certify: That a certain Indenture of Mortgage bearing date the 19th
day of March in the year one thousand nine hundred and twelve made and executed
by The First Congregational Church of Palo Alto, California to the said the
Congregational Church Building Society, to secure the payment of the sum of
twenty-five hundred dollars, and duly recorded in the office of the Recorder of
the County of Santa Clara, State of California in Liber 211 of Mortgages, page
47 on the 13th day of May in the year one thousand nine hundred and twelve at
two o'clock fifty-nine minutes, in the afternoon is paid and doth hereby consent
that the same be discharged of record.

IN WITNESS WHEREOF, The said the Congregational Church Building Society
has hereunto caused its corporate seal to be affixed and these presents to be
subscribed by its Treasurer at the City of New York in the 14th day of January
1924.

(CORPORATE SEAL)

THE CONGREGATIONAL CHURCH BUILDING SOCIETY
by Chas. H. Baker, Treasurer

In presence of

J. R. Jones

G. R. Jones

CITY OF NEW YORK
SS.

On the 14th day of January in the year one
thousand nine hundred and twenty-four before me
personally appeared Chas. H. Baker to be known who being by me duly sworn, did
depose and say that he resided in Montclair, New Jersey; that he is the Treasurer
of the Congregational Church Building Society, the Corporation incorporated in and
which executed the above instrument; that he knew the Seal of said Corporation;
that the Seal of said instrument was such Corporate Seal; that it was so
signed by the said Chas. H. Baker, Treasurer of said Corporation and that he signed
this certificate of said instrument.

In witness whereof, I have hereunto set my hand and the seal of my office at the City of New York this 14th day of January 1924.

54-OR-494

FILED J. C. 1852

Filed for record at the request of Grantee Jan 26 1924 at 2 min. past 12 o'clock M.

D. J. FLANNERY

RECORDER

Syl C. Tully

Deputy Recorder

compared by *J. J. [unclear]*

and *[unclear]*

XX

MARGARET P. OSBORNE ET VIR TO STATE OF CALIFORNIA
XX

DEED

THIS INDENTURE made the 2nd day of August, 1921 by and between Margaret P. Osborne and A. E. Osborne, her husband of the County of Santa Clara, State of California parties of the first part, and the State of California, the party of the second part,

WITNESSETH: That the said parties of the first part for and in consideration of the sum of ten dollars (\$10) gold coin of the United States to them in hand paid by the said party of the second part, and other good and valuable consideration receipt whereof is hereby acknowledged do by these presents, grant, bargain, sell and convey unto the said party of the second part all that certain piece or parcel of land together with the improvements thereon, situate in the County of Santa Clara, State of California, bounded and described as follows, to-wit:

Beginning at the center of the N. E. $\frac{1}{4}$ of Sec. 15, T. 7 S. R. 1. W. thence South 252.0 East 362.5 feet, North 141.6 feet, East 506.3 feet, North 105.4 feet, thence West 569.5 feet along the North line of the S. E. $\frac{1}{4}$ of the N.E. $\frac{1}{4}$ of Sec. 15 T 7 S. R. 1. W., to the point of beginning.

Containing 3.43 acres more or less together with all and singular the tenements, hereditaments and appurtenances thereto belonging or in anywise appertaining and the reversion and reversions, remainders and remainders, rents, issues and profits thereof.

TO HAVE AND TO HOLD all and singular the said premises together with the appurtenances unto the said party of the second part and to its successors and assigns forever.

IN WITNESS WHEREOF, the parties of the first part have hereunto set their hands and affixed their seals the day and year first above written.

Margaret P. Osborne (SEAL)

A. E. Osborne (SEAL)
(her husband)

STATE OF CALIFORNIA)
COUNTY OF SANTA CLARA) S.)
I, [unclear], a Notary Public of the State of California, in and for the County of Santa Clara, personally appeared Margaret P. Osborne and A. E. Osborne (her husband) known to me to be the persons whose names are subscribed to the foregoing instrument and they acknowledged to me that they executed the same.

Witness my hand and official seal at my office in said County of Santa Clara, this 26th day of January, 1924.
[unclear]
[unclear]

FILE NO. C 1852

Filed for record at the request of Grantee Jan 26 1924 at 2 min. past
12 o'clock M.

D. J. FLANNERY

RECORD

Syl C. Tully

Deputy Recorder

compared by *R. Knudsen*

and ET

~~XX~~

MARGARET P. OSBORNE ET VIR

70

STATE OF CALIFORNIA

DEED

THIS INDENTURE made the 2nd day of August, 1921 by and between Margaret P. Osborne and A. E. Osborne, her husband of the County of Santa Clara, State of California parties of the first part, and the State of California, the party of the second part,

WITNESSETH: That the said parties of the first part for and in consideration of the sum of ten dollars (\$10) gold coin of the United States to them in hand paid by the said party of the second part, and other good and valuable consideration receipt whereof is hereby acknowledged do by these presents, grant, bargain, sell and convey unto the said party of the second part all that certain piece or parcel of land together with the improvements thereon, situate in the County of Santa Clara, State of California, bounded and described as follows, to-wit:

Beginning at the center of the N. E. $\frac{1}{4}$ of Sec. 15, T. 7 S. R. 1. W.
thence South 252.0 East 362.8 feet, North 141.8 feet, East 506.3 feet, North
105.4 feet, thence West 669.8 feet along the North line of the S. E. $\frac{1}{4}$ of the N.E.
 $\frac{1}{4}$ of Sec. 15 T 7 S. R.1. W., to the point of beginning.

Containing 3.43 acres more or less together with all and singular
the tenements, hereditaments and appurtenances thereto belonging or in anywise
appertaining and the reversion and reversions, remainders, rents,
issues and profits therof.

TO HAVE AND TO HOLD a1. and singular the said premises together with the appurtenances unto the said party of the second part and to its successors an heirs forever.

IN WITNESS WHEREOF, the parties of the first part have hereunto set their hands and affixed their seals the day and year first above written.

Margaret P. Osborne (SEAL)

A. E. Osborne (FAL)
(per Oswald)

STATE OF CALIFORNIA

on this 2nd day of August 1941. before me Robert A.

THIS INSTRUMENT, made this 2nd day of January 1934, by and between AUGUST P. CAMPBELL and JULIA M. CAMPBELL, her husband, of the County of Santa Clara, State of California, as parties of the first part, and the County of California, as party of the second part;

WITNESSETH :

That the said parties of the first part for and in consideration of ten dollars (\$10) Gold coin of the United States, to them in hand paid by the said party of the second part, and other good and valuable consideration, receipt whereof is hereby acknowledged, do by these presents Grant, Bargain, sell and convey unto the said party of the second part all that certain piece or parcel of land situate in the County of Santa Clara, State of California, bounded and particularly described as follows, to-wit:

"Beginning at the N. W. corner of the S. E. 1/4 of the N. E. 1/4 of Sec. 15 in T. 7 S. of Range 1 E. 2nd, and running thence southerly along the section line 361.6 feet to a point, thence westerly at right angles 430.2 feet more or less to a point situate on the easterly boundary of a certain 8 acre tract heretofore conveyed by said first parties to the State of California by deed recorded on or about the 12th day of September, 1931, thence northerly along said boundary line and a continuation thereof 361.6 feet more or less to the northerly line of said S. E. 1/4 of the N. E. 1/4 of said section 15 and running thence westerly along said line last mentioned 430.2 feet more or less to the point of beginning and containing 3.57 acres of land."

Together with all and singular the tenements, hereditaments and appurtenances thereto belonging or in any wise appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof.

TO HAVE AND TO HOLD all and singular the above premises together with the appurtenances unto the said party of the

1 second part and to its successors and assigns forever.
2 IL FIVE SS CLARK said parties of the first part
3 have herunto set their hands and affixed their seals the day
4 and year first above written.

5
6 Margaret P. Osborne (M.H.)
7
8 J.E. Osborne (M.H.)
9 (Her husband)

10
11 ---ooo---

12
13 STATE OF CALIFORNIA, }
14 County of Santa Clara. } ss.

15
16 On this 21st day of January, 1924, A. D. before
17 me J.P. Roll, a Notary Public in and for
18 the County of Santa Clara, State of California, personally
19 appeared MARGAR T P. OSBORNE and J. E. OSBORNE, her husband,
20 known to me to be the persons whose names are subscribed to the
21 foregoing instrument and they acknowledged to me that they
22 executed the same.

23 J.P. Roll
24 Notary Public in and for the County of
25 Santa Clara, State of California.

762-1851

69-00003

DEED

MARGARET P. OSBORNE and
A. E. OSBORNE
to
THE STATE OF CALIFORNIA.

REGISTERED WITH
COUNTY BOARD OF CONTROL
THE 29th DAY OF
February 1924
PROPERTY AGENT
BY L. E. Calhoun

CONFIRMED

Dated 1924

WITNESSED BY
CRANK ✓ PAGE ✓
COUNTY CLERK

Filed for record at the County Clerk's Office of

JAN 28 1924

1 min. post. 54
Recorded in Volume 54 of Official
County Records
County Clerk

By Frank Jordan Secretary of State

MAR 1 1924

FRANK JORDAN
By Frank Jordan SECRETARY OF STATE

1 This instrument, made this 21st day of January,
 2 1924, by and between William F. Clark, of the County of Santa Clara, State of California,
 3 her husband, of the County of Santa Clara, State of California,
 4 Parties of the first part and the San Joaquin Delta Land Co., the
 5 Party of the second part;

WITNESSETH:

6 That the said Parties of the first part are in and in
 7 consideration of the due execution and delivery to them of a
 8 deed conveying to the said San Joaquin Delta Land Co., its thirty-
 9 seven (37) and thirty-eight (38) in California survey of the
 10 Village of Overgreen, as surveyed by Herman Bechler, of each,
 11 1907, and recorded in book "B" of Maps, page 26 et seq., Santa
 12 Clara County Records, on March 21, 1907, which said tract
 13 contains five and thirty one-hundredths (5.300) acres, more or
 14 less, which said property was formerly owned and used by the
 15 Woman's Relief Corps Home of California, heretofore made,
 16 executed acknowledged and delivered by the members of the Board
 17 of Control of the State of California pursuant to the power
 18 and authority conferred upon them in and by the provisions
 19 of chapter 187 of California Statutes of 1923, the receipt
 20 whereof is hereby acknowledged, do by these presents grant,
 21 bargain, sell and convey unto the said party of the second
 22 part all that certain piece or parcel of land situate, lying
 23 and being in the County of Santa Clara, State of California,
 24 which is particularly bounded and described as follows, to-wit:

25 "Beginning at a point ten hundred fifty-two and
 26 six tenths (252.6) feet south of the center of the
 27 northeast quarter of section fifteen, Tenth, Range one, South,
 28 forty-one and four-tenths (41.4) feet; thence east
 29 three hundred eighty-two and eight-tenths (382.8) feet;
 30 thence north three hundred forty-one and four-tenths
 (341.4) feet; thence west three hundred eighty-two and
 eight-tenths (382.8) feet to the point of beginning,
 and containing three acres more or less."

1 Together with all and singular the tenements,
2 hereditaments and appurtenances thereto belonging, or in any
3 wise appertaining, and the reversion and reversions, remainder
4 and remainders, rents, issues, and profits thereof.

5 TO HAVE AND TO HOLD all and singular the said
6 premises together with the appurtenances unto the said party
7 of the second part and to its successors and assigns forever.

8 IN WITNESS WHEREOF, the parties of the first part
9 have hereunto set their hands and affixed their seals the day
10 and year first above written.

11
12 Margaret P. Osborne (S&L)

13
14 R. E. Osborne (S&L)
15 (Her Husband)

16 ---oo---

17
18 STATE OF CALIFORNIA, } ss.
19 County of Santa Clara.

20 On this 21st day of January, 1924, before me,
21 Perrell

22 a Notary Public of the State
23 of California, County of Santa Clara, personally appeared

24 MARGARET P. OSBORNE and A. B. OSBORNE, her husband, known to

25 me to be the persons whose names are subscribed to the foregoing
26 instrument, and they acknowledged to me that they executed the
27 same.

28 Perrell
29 Notary Public in and for the County of
30 Santa Clara, State of California.

767
C-1852

DEED

MARGARET P. OSBORNE and
A. E. OSBORNE
to

THE STATE OF CALIFORNIA.

dept of financial control
State Board of Control
San Francisco
cal

Dated _____ 192

GRANTED
1924
54
493

Notary Public
J. L. Kelly
San Francisco

69-00003

REGISTERED WITH
STATE BOARD OF CONTROL

THE 29th DAY OF

February 1924

PROPERTY AGENT

BY L. E. Calhoun

FILED

In the office of the Secretary of State
OF THE STATE OF CALIFORNIA

MAR 1 1924

FRANK C. JORDAN
SECRETARY OF STATE
By Frank C. Jordan

RESOLUTION

RESOLVED, That this corporation, THE REGENTS OF THE UNIVERSITY OF CALIFORNIA, accept and does hereby accept a deed or deeds from the DIRECTOR OF FINANCE, STATE OF CALIFORNIA, covering all of that certain real property in the County of Santa Clara, State of California described as follows:

Beginning at County Surveyor's Station 39 + 56.42 on the Los Gatos-Santa Clara Road as marked by a brass plug in the center of the road, at the Northeast corner of the Southeast quarter of the Northeast quarter of Section 15, Township 7 South, Range 1 West, Mt. Diablo Base and Meridian; thence South 0° 11' East, 370.2 feet along the center line of the Los Gatos-Santa Clara Road; North 89° 15' West 393.2 feet; North 26° 14' West 251.9 feet; North 89° 14' West, 117.5 feet; South 0° 16' West, 231.0 feet; South 89° 14' East, 40.0 feet; North 0° 16' East, 30.0 feet; South 89° 14' East, 257.8 feet; South 0° 16' West, 200.0 feet; N 89° 36' West, 724.90 feet along the northerly boundary of the property of P. E. Haribert; North 0° 16' East, 554.1 feet to the center of the Northeast quarter of Section 15; thence South 89° 14' East, 1317.0 feet along the southerly line of the Prune Ridge Tract to the point of beginning.

Containing 12.24 acres, more or less, less county road right of way, 0.25 acres.

I, ROBERT M. UNDERHILL, Secretary of THE REGENTS OF THE UNIVERSITY OF CALIFORNIA, a corporation, HEREBY CERTIFY that the foregoing is a full, true and correct copy of action of said corporation by resolution, taken at a duly called meeting thereof at which a quorum of said Regents was present and acting; that all present voted in favor of said resolution; that the said resolution has not been annulled or revoked, but is still in full force and effect.

IN WITNESS WHEREOF, I have hereunto signed my name and affixed the seal of the said corporation this 2 day of May, 1952.

Robert M. Underhill
Secretary, The Regents of the University of California.

827799

BOOK 2498 PAGE 168

FILED FOR RECORD
AT REQUEST OF

OCT 2 2 31 PM 1952

OFFICIAL RECORDS
SANTA CLARA COUNTY
Charles A. Ryan
Recorder

THIS INDENTURE made and entered into this 15th day of September, 1952, by and between the State of California, acting by and through the Director of Finance, hereinafter called Grantor, and The Regents of the University of California, hereinafter called Grantee,

WITNESSETH:

That the Grantor, pursuant to authority contained in Chapter 337, Statutes of 1951, has granted and conveyed and by these presents does hereby grant and convey unto Grantee for use in agricultural research that certain real property situate in the County of Santa Clara, State of California, particularly described as follows:

Beginning at County Surveyor's Station 39 + 66.12 on the Los Gatos-Santa Clara Road as marked by a brass plug in the center of the road, at the Northeast corner of the Southeast quarter of the Northeast quarter of Section 16, Township 7 South, Range 1 West, Mt. Diablo Base and Meridian; thence South 0° 14' East, 370.2 feet along the center line of the Los Gatos-Santa Clara Road; North 89° 44' West 343.2 feet; North 26° 14' West 251.0 feet; North 89° 44' West, 117.5 feet; South 0° 16' West, 291.0 feet; South 89° 44' East, 60.0 feet; North 0° 16' East, 30.0 feet; South 89° 44' East 267.8 feet; South 0° 16' West, 200.0 feet; N 89° 36' West, 777.90 feet along the northerly boundary of the property of F. E. Hurlbert; North 0° 16' East, 694.1 feet to the center of the Northeast quarter of Section 16; thence South 89° 44' East, 1317.0 feet along the southerly line of the Prune Ridge Tract to the point of beginning.

Containing 12.34 acres, more or less, less county road right of way, 0.15 acres.

Together with all and singular the tenements, hereditaments, and appurtenances thereunto belonging, or in any wise appertaining, and the reversion or reversions, remainder and remainders, rents, issues and profits thereof.

TO HAVE AND TO HOLD all and singular the said premises, together with the appurtenances, unto the said Grantee forever.

Pursuant to said Chapter 397 it is hereby stated and declared that that portion of the property in said county known as Woman's Relief Corps Home of California containing 5.78 acres which is presently used by the facilities of said home is not included in this grant and conveyance nor in said description and shall remain subject to the jurisdiction and control of the Department of Veterans Affairs.

In the event The Regents of the University of California shall by resolution at any time determine that the whole or any part of the property granted and conveyed hereunder is no longer desirable or necessary for use in agricultural research, the fee title to said property described in such resolution shall revert to and vest in the State of California upon the recording of such resolution in the official records of the County of Santa Clara, State of California.

IN WITNESS WHEREOF, the State has caused these presents to be executed the day and year first above written.

STATE OF CALIFORNIA

James S. Dean
JAMES S. DEAN
Director of Finance

49

SEP 17 1950

STATE OF CALIFORNIA }
COUNTY OF SACRAMENTO } ss

On this 29th day of September, 1952,
before me Willie Mettsick, a Notary Public in and
for said County and State, personally appeared
James S. Dean, known to me to be the

Director of Finance of the State of California that executed the within instrument, and also known to me to be the person who executed the within instrument on behalf of the State of California therein named and acknowledged to me that the State of California executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal at my office in the said County and State aforesaid, the day and year in this certificate first above written.

Willie Mettsick
Notary Public in and for the County
of Sacramento, State of California
My commission expires Nov. 27, 1955.

RESOLUTION

RESOLVED, That this corporation, THE REGENTS OF THE UNIVERSITY OF CALIFORNIA, accept and does hereby accept a deed or deeds from the DIRECTOR OF FINANCE, STATE OF CALIFORNIA, covering all of that certain real property in the County of Santa Clara, State of California described as follows:

Beginning at County Surveyor's Station 39 & 66.42 on the Los Gatos-Santa Clara Road as marked by a brass plug in the center of the road, at the Northeast corner of the Southeast quarter of the Northeast quarter of Section 15, Township 7 South, Range 1 West, Mt. Diablo Base and Meridian; thence South 0° 11' East, 370.2 feet along the center line of the Los Gatos-Santa Clara Road; North 89° 45' West 393.2 feet; North 26° 11' West 251.9 feet; North 89° 44' West, 117.5 feet; South 0° 16' West, 231.0 feet; South 89° 44' East, 60.0 feet; North 0° 16' East, 30.0 feet; South 89° 44' East, 257.8 feet; South 0° 16' West, 200.0 feet; N 89° 36' West, 724.90 feet along the northerly boundary of the property of F. E. Haribert; North 0° 16' East, 554.1 feet to the center of the Northeast quarter of Section 15; thence South 89° 44' East, 1117.0 feet along the southerly line of the Prune Ridge Tract to the point of beginning.

Containing 12.24 acres, more or less, less county road right of way, 0.25 acres.

I, ROBERT M. UNDERHILL, Secretary of THE REGENTS OF THE UNIVERSITY OF CALIFORNIA, a corporation, HEREBY CERTIFY that the foregoing is a full, true and correct copy of action of said corporation by resolution, taken at a duly called meeting thereof at which a quorum of said Regents was present and acting; that all present voted in favor of said resolution; that the said resolution has not been annulled or revoked, but is still in full force and effect.

IN WITNESS WHEREOF, I have hereunto signed my name and affixed the seal of the said corporation this 9 day of May, 1952.

Robert M. Underhill
Secretary, The Regents of the
University of California.

827799

BOOK 2498 PAGE 168

FILED FOR RECORD
AT REQUEST OF

OCT 2 '52 31 A 1952

OFFICIAL RECORDS
SANTA CLARA COUNTY

RECORDED

2393103

BOOK 6003 PG 8

DEED

THIS INDENTURE made and entered into this 18th day of March, 1963,
by and between the State of California, acting by and through the Director of
Finance, hereinafter called Grantor, and The Regents of the University of Calif-
ornia, hereinafter called Grantee,

WITNESSETH:

That the Grantor, pursuant to authority contained in Chapter 337,
Statutes of 1951, has granted and conveyed and by these presents does hereby
grant and convey unto Grantee for use in agricultural research that certain
real property situate in the County of Santa Clara, State of California, par-
ticularly described as follows:

Situate in the southeast 1/4 of the northeast 1/4 of Section 15,
T7S, R1W, M28&M, Santa Clara County, California, described as follows:

Commencing at County Surveyor's Station 39+66.42 on the Los Gatos-
Santa Clara Road as marked by a brass plug in the center of the road, at
the northeast corner of the southeast 1/4 of the northeast 1/4 of Section
15; thence South 0° 14' East 370.2 feet along the center line of the Los
Gatos-Santa Clara Road and North 89° 45' West 30.00 feet to the TRUE POINT
OF BEGINNING of this description; thence North 89° 45' West 363.2 feet; thence
North 26° 14' West 251.9 feet; thence North 89° 44' West 417.5 feet; thence
South 0° 16' West 281.0 feet; thence South 89° 44' East 60.0 feet; thence
North 0° 16' East 30.0 feet; thence South 89° 44' East 267.8 feet; thence
South 0° 16' West 200.0 feet to the South line of that certain parcel of
land conveyed to the State of California by M. P. Osborne by Deed dated
September 12, 1921; thence South 89° 36' East along said South line 385
feet more or less to a point 212.00 feet West of said Centerline of Los
Gatos-Santa Clara Road measured along said South line and its easterly
prolongation; thence North 0° 14' West parallel with Los Gatos-Santa Clara
Road, 130.00 feet; thence South 89° 36' East parallel with said South line
182.00 feet; thence North 0° 14' West 97.0 feet to the point of beginning,
containing 5.08 acres more or less.

Together with all and singular the tenements, hereditaments, and
appurtenances thereunto belonging, or in any wise appertaining, and the reversion
or reversions, remainder and remainders, rents, issues and profits thereof.

TO HAVE AND TO HOLD all and singular the said premises, together with
the appurtenances, unto the said Grantee forever.

2393103
BOOK 6003 PG 8

Regents of the University of California

APR 23 12 05 PM 1963

RECEIVED
COUNTY CLERK
SANTA CLARA COUNTY

5141

Pursuant to said Chapter 337 it is hereby stated and declared that the portion of the property in said county known as the Department of Veterans Affairs Office Building, Santa Clara, containing approximately .543 acres which is presently used by the Department of Veterans Affairs is not included in this grant and conveyance nor in said description and shall remain subject to the jurisdiction and control of the Department of Veterans Affairs.

In the event The Regents of the University of California shall by resolution at any time determine that the whole or any part of the property granted and conveyed hereunder is no longer desirable or necessary for use in agricultural research, the fee title to said property described in such resolution shall revert to and vest in the State of California upon the recording of such resolution in the official records of the County of Santa Clara, State of California.

IN WITNESS WHEREOF, the State has caused these presents to be executed the day and year first above written.

HALE CHAMPION
DIRECTOR OF FINANCE

By *Robert L. Harkness*
Robert L. Harkness
Deputy Director

APPROVED:

M. C. Vincent
M. C. Vincent, Jr., Chief
Property Acquisition Division

Thomas M. Clayton
Thomas M. Clayton
Senior Counsel

STATE OF CALIFORNIA)
County of Sacramento) ss

On this 18th day of March, 1963, before me, Grace H. Rader, a Notary Public in and for the County of Sacramento, State of California, personally appeared Robert L. Harkness, known to me to be the Deputy Director of Finance of the State of California, and known to me to be the person who executed the within instrument on behalf of said State of California and acknowledged to me that he executed the same as the free act and deed of said State of California.

Witness my hand and official seal.

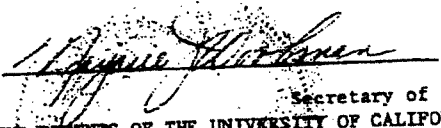
Grace H. Rader
GRACE H. RADER, Notary Public,
State of California - Principal Office, Sacramento County
My Commission Expires 12-31-1967
1108 "O" St. Room 317, Sacramento 14, Calif.

BOOK 6003 PG 10

CERTIFICATE OF ACCEPTANCE

This is to certify that the interest in real property conveyed by the deed, dated March 18, 1963, from the Director of Finance, State of California, to THE REGENTS OF THE UNIVERSITY OF CALIFORNIA, a governmental agency, is hereby accepted by the undersigned officer on behalf of The Regents of the University of California pursuant to authority conferred by resolution of The Regents of the University of California adopted on April 19, 1963, and the grantee hereby consents to recordation thereof by its duly authorized officer.

Dated: April 25, 1963.


Secretary of
THE REGENTS OF THE UNIVERSITY OF CALIFORNIA

DOCUMENT: 17075532

Pages: 4



0017075532

Fees	* No Fees
Taxes..	
Copies	
AMT PAID	

AND WHEN RECORDED MAIL THIS DEED AND, UNLESS OTHERWISE SHOWN BELOW, MAIL TAX STATEMENT TO

State of California
 Department of General Services
 P.O. Box 989052
 West Sacramento, CA 95798-9052
 Atten: Real Estate Services Division

BRENDA DAVIS
 SANTA CLARA COUNTY RECORDER
 Recorded at the request of
 First American Title Company

RDE # 004
 5/30/2003
 8:00 AM

TITLE ORDER NO. 303962

ESCROW NO. 611007ALA

SPACE ABOVE THIS LINE FOR RECORDER'S USE

QUITCLAIM DEED

APN: 303-17-048 & 049

No Recording Fee pursuant to Government Code 6103

THE UNDERSIGNED GRANTOR(S) DECLARE(S) DOCUMENTARY TRANSFER TAX is \$ 0
 pursuant to tax-exempt status of transferor and transferee.

FOR VALUABLE CONSIDERATION, receipt of which is hereby acknowledged, THE REGENTS OF THE UNIVERSITY OF CALIFORNIA, a California corporation ("GRANTOR"), does hereby quitclaim to THE STATE OF CALIFORNIA ACTING BY AND THROUGH ITS DEPARTMENT OF GENERAL SERVICES ("GRANTEE"), any right, title and interest in that certain real property in the County of Santa Clara, State of California, commonly known as the Bay Area Research and Extension Center and as further described on attached Exhibit 'A'.

THE REGENTS OF THE UNIVERSITY OF
 CALIFORNIA, a California corporation

By: *Peterson L. Dwyer*

Its: SECRETARY

Dated: *December 2, 2002*

TAX STATEMENTS AS DIRECTED ABOVE

APPROVED AS TO FORM

Lloyd C. Lee
 LLOYD C. LEE
 UNIVERSITY COUNSEL OF THE REGENTS
 OF THE UNIVERSITY OF CALIFORNIA

EXHIBIT 'A'

All that certain Real Property in the City of Santa Clara, County of Santa Clara, State of California, described as follows:

PARCEL ONE:

Beginning at County Surveyor's Station 39 + 66.42 on the Los Gatos-Santa Clara road as marked by a brass plug in the center of the road, at the Northeast corner of the Southeast quarter of the Northeast quarter of Section 15, Township 7 South, Range 1 West, Mt. Diablo Base and Meridian; thence South 0° 14' East, 370.2 feet along the center line of the Los Gatos-Santa Clara Road; North 89° 45' West 393.2 feet; North 26° 14' West 251.9 feet; North 89° 44' West, 417.5 feet; South 0° 16' West, 281.0 feet; South 89° 44' East, 60.0 feet; North 0° 16' East, 30.0 feet; South 89° 44' East 267.8 feet; South 0° 16' West, 200.0 feet; N 89° 36' West, 724.90 feet along the Northerly boundary of the property of F. E. Hurlbert; North 0° 16' East, 594.1 feet to the center of the Northeast quarter of Section 15; thence South 89° 44' East, 1317.0 feet along the Southerly line of the Prune Ridge Tract to the Point of Beginning.

PARCEL TWO:

Commencing at County Surveyor's Station 39 + 66.42 on the Los Gatos-Santa Clara Road as marked by a brass plug in the center of the road, at the northeast corner of the southeast 1/4 of the northeast 1/4 of Section 15; thence South 0° 14' East 370.2 feet along the center line of the Los Gatos-Santa Clara Road and North 89° 45' West 30.00 feet to the True Point of Beginning of this description; thence North 89° 45' West 363.2 feet; thence North 26° 14' West 251.9 feet; thence North 89° 44' West 417.5 feet; thence South 0° 16' West 281.0 feet; thence South 89° 44' East 60.0 feet; thence North 0° 16' East 30.0 feet; thence South 89° 44' East 267.8 feet; thence South 0° 16' West 200.0 feet to the South line of that certain parcel of land conveyed to the State of California by M. P. Osborne by Deed dated September 12, 1921; thence South 89° 36' East along said South line 385 feet more or less to a point 212.00 feet West of said centerline of Los Gatos-Santa Clara Road measured along said South line and its Easterly prolongation; thence North 0° 14' West parallel with Los Gatos-Santa Clara Road, 130.00 feet; thence South 89° 36' East parallel with said South line 182.00 feet; thence North 0° 14' West 97.0 feet to the Point of Beginning.

CERTIFICATE OF ACKNOWLEDGMENT

STATE OF CALIFORNIA

COUNTY OF ALAMEDA

On DECEMBER 12, 2002 before me, Estelle Leighton Bryan, Notary Public,
 personally appeared PATRICIA L. TRIVETTE,



personally known to me to be the person whose name is
 subscribed to the within instrument and acknowledged to
 me that he/she executed the same in his/her authorized
 capacity, and that by his/her signature on the instrument
 the person or the entity on behalf of which the person acted,
 executed the instrument.

WITNESS my hand and official seal.

[Signature]
 Estelle Leighton Bryan, Notary Public

OPTIONAL

*Though the information is not required by law, it may prove valuable to persons relying on the document and could prevent
 fraudulent removal and reattachment of this form to another document.*

Description of Attachment Document

Title or Type of Document: _____

Document Date: _____ Number of Pages: _____

Signer(s) Other Than Named Above: _____

Capacity(ies) Claimed by Signer(s)

Signer's Name: _____

- ☐ Individual
☐ Corporate Officer
 Title(s): _____
☐ Partner — ☐ Limited ☐ General
☐ Attorney-in-Fact
☐ Trustee
☐ Guardian or Conservator
☐ Other: _____

Signer is Representing: _____

RIGHT THUMB PRINT
 OF SIGNER
 Top of thumb here

Signer's Name: _____

- ☐ Individual
☐ Corporate Officer
 Title(s): _____
☐ Partner — ☐ Limited ☐ General
☐ Attorney-in-Fact
☐ Trustee
☐ Guardian or Conservator
☐ Other: _____

Signer is Representing: _____

RIGHT THUMB PRINT
 OF SIGNER
 Top of thumb here

CERTIFICATE OF ACCEPTANCE

Agency Department of General Services
Project Bay Area Research Extension Center
Agency Parcel SSL 610, DGS Parcel 10150

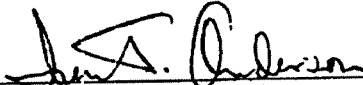
Assessor's 303-17-048 and 049
Parcel No. County of Santa Clara

This is to certify that, pursuant to Sections 15853 and 27281 of the California Government Code, the interest in real property conveyed by the Quitclaim Deed dated December 12, 2002, from THE REGENTS OF THE UNIVERSITY OF CALIFORNIA, a California corporation, to the STATE OF CALIFORNIA ACTING BY AND THROUGH ITS DEPARTMENT OF GENERAL SERVICES ("GRANTEE"), is hereby accepted by the undersigned officer on behalf of the State Public Works Board pursuant to authority conferred by resolution of said Board duly adopted February 14, 2003, and the Grantee consents to the recordation thereof by its duly authorized officer.

Note to Recorder: If this certificate is for a correction deed, all corrections and/or changes to the previously recorded deed must be reviewed and accepted by the State prior to recording a correction deed. All correction deeds require a new Certificate of Acceptance dated subsequent to recordation of the original deed or the most recent correction deed, if any.

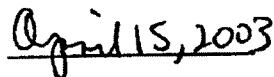
Accepted
STATE OF CALIFORNIA
State Public Works Board

By



IRENE T. ANDERSON
Assistant Administrative Secretary

Dated:



Consent

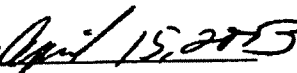
DIRECTOR, DEPARTMENT OF GENERAL SERVICES

By



DWIGHT V. WEATHERS
Assistant Chief
Real Estate Services Section

Dated:



TRACT 3

DEED

Recorded April 29, 1963 as
Document No. 2393103 in
Book 6003, Page 8, Official
Records of Santa Clara County

THIS INDENTURE made and entered into this 18th day of March, 1963,
by and between the State of California, acting by and through the Director of
Finance, hereinafter called Grantor, and The Regents of the University of California,
hereinafter called Grantee,

W I T N E S S E T H :

That the Grantor, pursuant to authority contained in Chapter 337,
Statutes of 1951, has granted and conveyed and by these presents does hereby
grant and convey unto Grantee for use in agricultural research that certain
real property situate in the County of Santa Clara, State of California, particularly
described as follows:

Situate in the southeast 1/4 of the northeast 1/4 of Section 15,
T7S, R1W, MDB&M, Santa Clara County, California, described as follows:

Commencing at County Surveyor's Station 39+66.42 on the Los Gatos-Santa Clara Road as marked by a brass plug in the center of the road, at the northeast corner of the southeast 1/4 of the northeast 1/4 of Section 15; thence South 0° 14' East 370.2 feet along the center line of the Los Gatos-Santa Clara Road and North 89° 45' West 30.00 feet to the TRUE POINT OF BEGINNING of this description; thence North 89° 45' West 363.2 feet; thence North 26° 14' West 251.9 feet; thence North 89° 44' West 417.5 feet; thence South 0° 16' West 281.0 feet; thence South 89° 44' East 60.0 feet; thence North 0° 16' East 30.0 feet; thence South 89° 44' East 267.8 feet; thence South 0° 16' West 200.0 feet to the South line of that certain parcel of land conveyed to the State of California by M. P. Osborne by Deed dated September 12, 1921; thence South 89° 36' East along said South line 385 feet more or less to a point 212.00 feet West of said Centerline of Los Gatos-Santa Clara Road measured along said South line and its easterly prolongation; thence North 0° 14' West parallel with Los Gatos-Santa Clara Road, 130.00 feet; thence South 89° 36' East parallel with said South line 182.00 feet; thence North 0° 14' West 97.0 feet to the point of beginning, containing 5.08 acres more or less.

Together with all and singular the tenements, hereditaments, and
appurtenances thereunto belonging, or in any wise appertaining, and the reversion
or reversions, remainder and remainders, rents, issues and profits thereof.

TO HAVE AND TO HOLD all and singular the said premises, together with
the appurtenances, unto the said Grantee forever.

FILED

In the Office of the Secretary of State
of the State of California

MAR 18 1964

FRANK M. JORDAN, Secretary of State

By

Assistant Secretary of State

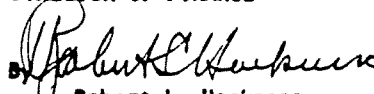
69-3

Pursuant to said Chapter 337 It is hereby stated and declared that the portion of the property in said county known as the Department of Veterans Affairs Office Building, Santa Clara, containing approximately .543 acres which is presently used by the Department of Veterans Affairs is not included in this grant and conveyance nor in said description and shall remain subject to the jurisdiction and control of the Department of Veterans Affairs.

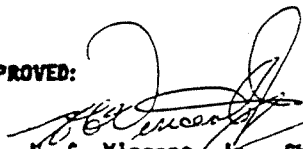
In the event The Regents of the University of California shall by resolution at any time determine that the whole or any part of the property granted and conveyed hereunder is no longer desirable or necessary for use in agricultural research, the fee title to said property described in such resolution shall revert to and vest in the State of California upon the recording of such resolution in the official records of the County of Santa Clara, State of California.

IN WITNESS WHEREOF, the State has caused these presents to be executed the day and year first above written.

HALE CHAMPION
DIRECTOR OF FINANCE

By 
Robert L. Harkness
Deputy Director


APPROVED:


H. C. Vincent, Jr., Chief
Department Administration Division

STATE OF CALIFORNIA)
County of Sacramento) ss

On this 18th day of March, 1963, before me, Grace H. Rader, a Notary Public in and for the County of Sacramento, State of California, personally appeared Robert L. Harkness, known to me to be the Deputy Director of Finance of the State of California, and known to me to be the person who executed the within instrument on behalf of said State of California and acknowledged to me that he executed the same as the free act and deed of said State of California.

Witness my hand and official seal.


GRACE H. RADER, Notary Public,
State of California - Principal Office, Sacramento County
My Commission Expires Jan. 18, 1967
1108 "O" St., Room 317, Sacramento 14, Calif.

Pursuant to said Chapter 337 It is hereby stated and declared that the portion of the property in said county known as the Department of Veterans Affairs Office Building, Santa Clara, containing approximately .543 acres which is presently used by the Department of Veterans Affairs is not included in this grant and conveyance nor in said description and shall remain subject to the jurisdiction and control of the Department of Veterans Affairs.

In the event The Regents of the University of California shall by resolution at any time determine that the whole or any part of the property granted and conveyed hereunder is no longer desirable or necessary for use in agricultural research, the fee title to said property described in such resolution shall revert to and vest in the State of California upon the recording of such resolution in the official records of the County of Santa Clara, State of California.

IN WITNESS WHEREOF, the State has caused these presents to be executed the day and year first above written.

HALE CHAMPION
DIRECTOR OF FINANCE

Robert L. Harkness
Robert L. Harkness
Deputy Director

APPROVED:

H. C. Vincent, Jr.
H. C. Vincent, Jr., Chief
Property Acquisition Division

Thomas H. Clayton
Thomas H. Clayton
Senior Counsel

Book 6003 pg 10

CERTIFICATE OF ACCEPTANCE

This is to certify that the interest in real property conveyed by the deed, dated March 18, 1963, from the Director of Finance, State of California, to THE REGENTS OF THE UNIVERSITY OF CALIFORNIA, a governmental agency, is hereby accepted by the undersigned officer on behalf of The Regents of the University of California pursuant to authority conferred by resolution of The Regents of the University of California adopted on April 19, 1963, and the grantee hereby consents to recordation thereof by its duly authorized officer.

Dated: April 25, 1963.



Secretary of
THE REGENTS OF THE UNIVERSITY OF CALIFORNIA

RECEIVED
2-10-63

700 54 3 00 11 63

69-3

Carol
Shalde

2393103

BOOK 6003 pg 8

RECEIVED

THIS INSTRUMENT made and entered into this 18th day of March, 1963,
by and between the State of California, acting by and through the Director of
Finance, hereinafter called Grantor, and The Regents of the University of Calif-
ornia, hereinafter called Grantee,

WITNESSETH:

That the Grantor, pursuant to authority contained in Chapter 337,
Statutes of 1951, has granted and conveyed and by these presents does hereby
grant and convey unto Grantee for use in agricultural research that certain
real property situate in the County of Santa Clara, State of California, par-
ticularly described as follows:

Situate in the southeast 1/4 of the northeast 1/4 of Section 15,
T7S, R1W, M28N, Santa Clara County, California, described as follows:

Commencing at County Surveyor's Station 33466.42 on the Los Gatos-
Santa Clara Road as marked by a brass plug in the center of the road, at
the northeast corner of the southeast 1/4 of the northeast 1/4 of Section
15; thence South 0° 15' East 379.2 feet along the center line of the Los
Gatos-Santa Clara Road and North 89° 45' West 38.68 feet to the TRUE POINT
OF BEGINNING of this description; thence North 89° 45' West 363.2 feet; thence
North 26° 14' West 251.9 feet; thence North 89° 45' West 417.5 feet; thence
South 0° 16' West 201.0 feet; thence South 89° 44' East 60.0 feet; thence
North 0° 16' East 36.0 feet; thence South 89° 44' East 267.8 feet; thence
South 0° 16' West 200.8 feet to the South line of that certain parcel of
land conveyed to the State of California by M. P. Barber by Deed dated
September 12, 1921; thence South 89° 36' East along said South line 385
feet more or less to a point 212.00 feet West of said Centerline of Los
Gatos-Santa Clara Road measured along said South line and its westerly
prolongation; thence North 0° 14' West parallel with Los Gatos-Santa Clara
Road, 130.00 feet; thence South 89° 36' East parallel with said South line
182.00 feet; thence North 0° 14' West 37.0 feet to the point of beginning,
containing 5.00 acres more or less.

Together with all and singular the tenements, hereditaments, and
appurtenances thereto belonging, or in any wise appertaining, and the reversion
or reversions, remainder and remain rs, rents, issues and profits thereof.

TO HAVE AND TO HOLD all and singular the said premises, together with
the appurtenances, unto the said Grantee forever.

2393103
BOOK 6003 pg 8

Regents of the University of California
APR 23 12 06 PM 1963
COUNTY CLERK
SANTA CLARA COUNTY

2393103 MAR 23 1963

EXHIBIT

BOOK 6003 15 8

BOOK 6003 15 9

Pursuant to said Chapter 337 it is hereby stated and declared that the portion of the property in said county known as the Department of Veterans Affairs Office Building, Santa Clara, containing approximately .963 acres which is presently used by the Department of Veterans Affairs is not included in this grant and conveyance nor in said description and shall remain subject to the jurisdiction and control of the Department of Veterans Affairs.

In the event The Regents of the University of California shall by resolution at any time determine that the whole or any part of the property granted and conveyed hereunder is no longer desirable or necessary for use in agricultural research, the fee title to said property described in such resolution shall revert to and vest in the State of California upon the recording of such resolution in the official record of the County of Santa Clara, State of California.

IN WITNESS WHEREOF, the State has caused these presents to be executed the day and year first above written.

DALE CHAPMAN
DIRECTOR OF FINANCE

Robert L. Marinnes
Robert L. Marinnes
Deputy Director

23931035FR2563

APPROVED

H. C. Vincent, Jr.
H. C. Vincent, Jr., Chief
Property Acquisition Division

STATE OF CALIFORNIA } ss
County of Sacramento }

On this 18th day of March, 1963, before me, Grace H. Rader, a Notary Public in and for the County of Sacramento, State of California, personally appeared Robert L. Marinnes, known to me to be the Deputy Director of Finance of the State of California, and known to me to be the person who executed the within instrument on behalf of said State of California and acknowledged to me that he executed the same as the free act and deed of said State of California.

Witness my hand and official seal.




GRACE H. RADER, Notary Public,
State of California - My Comm. Expires 12-18-1967
1108 43 St. River View, Sacramento 14, Calif.

BOOK 6003 p. 10

CERTIFICATE OF ACCEPTANCE

This is to certify that the interest in real property conveyed by the deed, dated March 18, 1963, from the Director of Finance, State of California, to THE REGENTS OF THE UNIVERSITY OF CALIFORNIA, a governmental agency, is hereby accepted by the undersigned officer on behalf of The Regents of the University of California pursuant to authority conferred by resolution of The Regents of the University of California adopted on April 19, 1963, and the grantee hereby consents to recordation thereof by its duly authorized officer.

Dated: April 23, 1963.


Secretary of
THE REGENTS OF THE UNIVERSITY OF CALIFORNIA

2363105 APR 23 63

Appropriations and Statutes for the Women's Relief Corps Home

Basis for
distribution

SEC. 2. Section 4655.2 of said code is amended to read:
4655.2. Taxes shall be distributed to each fund for which they were levied on the basis of the tax rate established in the preceding assessment year in the proportion which the rate for each fund bears to the total tax rate applicable.

SEC. 3. Section 4656.4 of said code is amended to read:
4656.4. Taxes shall be distributed to each fund on the basis of the tax rate established for the fiscal year preceding that in which distribution is made and in the same proportion as the tax rate for each fund bears to the total tax rate applicable.

Penalties

SEC. 3.5. Section 4656.6 of said code is amended to read:
4656.6. Amounts collected as delinquent penalties shall be distributed as taxes.

SEC. 4. Section 4657 of said code is amended to read:
4657. Interest and redemption penalties shall be distributed as taxes.

Repeal

SEC. 5. Section 4657.4 of said code is repealed.

CHAPTER 271

An act to add Section 1086.2 to the Military and Veterans Code, relating to the Woman's Relief Corps Home.

In effect
September
9, 1953

[Approved by Governor April 17, 1953. Filed with Secretary of State April 20, 1953.]

The people of the State of California do enact as follows:

SECTION 1. Section 1086.2 is added to the Military and Veterans Code, to read:

Lease of
Woman's
Relief
Corps
Home

1086.2. The Department of Veterans Affairs is authorized to lease the Woman's Relief Corps Home for the purpose of conducting by private persons a nursing home for the aged.

Any lease of said property shall include the provision that members of the Woman's Relief Corps Home shall be cared for at a cost to be established by mutual agreement between the private persons conducting the nursing home and the department, subject to approval by the Department of Finance and that such care shall be in accordance with standards of care and service prescribed by the Department of Veterans Affairs.

CHAPTER 272

An act to add Section 870.5 to the Agricultural Code, relating to olives.

In effect
September
9, 1953

[Approved by Governor April 17, 1953. Filed with Secretary of State April 20, 1953.]

The people of the State of California do enact as follows:

SECTION 1. Section 870.5 is added to the Agricultural Code, to read:

Insufficient
funds

53708. If there are insufficient funds to discharge all claims and accounts, the board of supervisors, at the time of levying the next general county taxes, shall make a levy upon the property of the dissolved district sufficient in amount to discharge all outstanding claims and accounts against the district.

CHAPTER 4. TRANSFER OF DISTRICTS FROM ONE COUNTY TO ANOTHER

Change of
county
boundaries

53800. When a district, by a legislative act changing county boundaries, is transferred wholly from one county to another, the board of supervisors of the county to which the district is transferred, shall exercise all of the jurisdiction, power, and authority over the district theretofore exercised by the board of supervisors of the county wherein the district was originally formed.

Effect of
transfer

53801. The board of supervisors of the county to which the district is transferred, the officers thereof, and the officers of the district shall thereafter perform all acts required to be performed in connection with the district with the same authority and effect as though the district had been originally organized within that county.

Transfer of
funds

53802. The auditor and treasurer of the county to which a district is transferred shall draw their warrant upon the treasurer of the county within which the district was previously situated for all of the funds of the district in the treasury of such county, and the funds shall be so transferred into the treasury of the county to which the district is transferred.

Collections

53803. After a district is transferred to another county, all assessments shall be collected and paid into the treasury of the county to which the district is transferred.

Partial
transfer

53804. When, by any change of county boundaries made by the Legislature of this State, any district is transferred in whole or in part to another county than the one within which it was organized, then as to such part of the district so transferred to another county, the same power and authority shall exist, and the same proceedings shall be had in the conduct and management of the district, and in the levy and collection of assessments, and in all other ways with respect to its conduct and management, as though it had been originally organized in the county where it was organized and partially in the county to which it is transferred.

Transfer
records

53805. When a district is transferred in whole or in part to another county from that in which it was organized, all proceedings, petitions or orders which should have been recorded in the county to which the district is in whole or in part transferred shall be copied and certified by the officer having custody thereof, transferred to, and recorded in, such county.

PART II. REPEALS

The following sections of the Political Code are Repeals

53900.	3463	3478
repealed:	3464	3479
3446	3465	3480
3447	3466	3480a
3448	3466a	3480b
3449	3466.6	3480d
3450	3466b	3480e
3451	3466½	3480f
3452	(As amended by	3480(g)
3453	Chapter 177 of the	3480(h)
3454	Statutes of 1915)	3480½
3454a	3466½ (As amended by	3481
3454b	Chapter 374 of the	3482
3454½	Statutes of 1921)	3483
3455	3467	3484
3456	3468	3485
3456a	3469	3488
3456a½	3470	3489
3456c	3471	3489a
3457	3472	3489b
3457a	3473	3490
3457b	3474	3491
3458	3475	3492
3459	3476	3493
3460	3476a	3493a
3461	3477	3493b
3462		
3462a		
53901.		

The following acts are repealed:

Repeals

Yr. Ch. Pg.

1881: 59: 68
1893:147:174
1895:174:197
1899: 16: 13
1909:616:933
1913: 72: 75
1913:365:777
1917:562:781

CHAPTER 337

An act authorizing the Director of Finance to convey certain property to the University of California.

[Approved by Governor May 5, 1951. Filed with
Secretary of State May 5, 1951.]

In effect
September
22, 1951

The people of the State of California do enact as follows:

SECTION 1. The Director of Finance is authorized to convey to the Regents of the University of California for use in agricultural research all at one time or in part from time to time

Woman's
Relief Corps
Home

now presently known as the Woman's Relief Corps Home of California under the jurisdiction of the Department of Veterans Affairs and situated in the County of Santa Clara, State of California.

SEC. 2. In making any conveyance pursuant to the provisions of this act, the Director of Finance shall provide that any part of said property which has not been conveyed to the Regents of the University of California shall until it may later be so conveyed remain subject to the jurisdiction and control of the Department of Veterans Affairs.

SEC. 3. The Regents of the University of California may by resolution at any time or from time to time determine that the whole or any part of said property is no longer desirable or necessary for use in agricultural research, and upon the recording of such resolution in the official records of the County of Santa Clara, State of California, the fee title to said property described in such resolution shall revert to and vest in the State of California.

SEC. 4. A copy of the deed of conveyance executed and delivered by the Director of Finance pursuant to this act shall be delivered to the State Lands Commission.

CHAPTER 338

An act to amend Sections 9604, 9605, 9675, 9677, and 9715, and to add Sections 9608.5, 9684, 9685, 9686, 9700.5, 9700.6, 9702.1, 9702.2, and 9702.3 to the Business and Professions Code of the State of California, relating to cemetery brokers.

[Approved by Governor May 5, 1951. Filed with Secretary of State May 5, 1951.]

The people of the State of California do enact as follows:

SECTION 1. Section 9604 of the Business and Professions Code is amended to read:

9604. A cemetery broker is a person who, other than in reference to an occasional sale, sells or offers for sale, buys, or offers to buy, lists, leases or offers to lease, or solicits, or negotiates the purchase or sale, lease or exchange of cemetery property, or interest therein, for his own account or for another.

SEC. 2. Section 9605 of the Business and Professions Code is amended to read:

9605. A cemetery salesman is a natural person who, other than in reference to an occasional sale, is employed by a cemetery broker to sell, or offer for sale, list or offer to list, or to buy, or to offer to buy, or to lease, or offer to lease, or to solicit, or to negotiate the purchase or sale or lease or exchange of cemetery property, or any interest therein, for his own account or for another.

Limitation

Reversion
to State

State Lands
Commission

In effect
September
22, 1951

Cemetery
broker

Cemetery
salesman

SEC. 3. Section 9608.5 is added to the Business and Professions Code, to read:

9608.5. An "occasional sale" is a sale of cemetery property not acquired or held for purposes of resale or speculation, provided such sale is not one of a series of sales sufficient in number, scope and character to constitute engaging in the business of selling or reselling or holding for speculation cemetery property.

SEC. 4. Section 9675 of the Business and Professions Code is amended to read:

9675. This article does not apply to the following cases or **Exemption** to the following persons:

(a) A person acting with reference to an occasional sale of his own property.

(b) The regular officers of a cemetery corporation holding a certificate of authority acting with reference to the corporation's property when they receive no special compensation therefor.

(c) Persons making an occasional sale under a duly executed power of attorney from others.

(d) The services rendered by an attorney at law in performing his duties as such.

(e) A receiver, trustee in bankruptcy, any person acting under orders of any court, or a trustee selling under a deed of trust.

(f) A real estate broker or real estate salesman, acting as such in connection with the sale, lease or exchange of real property, or interest therein, when the transfer of cemetery property is purely incidental to the sale, lease or exchange of real property.

SEC. 5. Section 9677 of the Business and Professions Code is amended to read:

9677. Any act other than an occasional sale of buying or selling, leasing or exchanging cemetery property of or for another or on his own account, or offering for another or for his own account to buy or sell, lease or exchange cemetery property, or negotiating the purchase or sale, lease or exchange of cemetery property, or soliciting, or negotiating a loan on or exchange of cemetery property constitutes the person making such offer, sale or purchase, exchange or lease, or negotiating the loan, or listing or soliciting, a cemetery broker or cemetery salesman.

SEC. 6. Section 9684 is hereby added to the Business and Professions Code, to read:

9684. Each cemetery broker, other than a cemetery corporation holding a certificate of authority, and each cemetery salesman must include in any advertising a statement that he is acting as a cemetery broker or cemetery salesman.

SEC. 7. Section 9685 is hereby added to the Business and Professions Code, to read:

WITNESSES. (Continued.)

- SPECIAL PROCEEDINGS, subpoenas for witnesses in----- Pen. C. § 1564
 SUBSCRIBING witness, defined----- C. C. P. § 1935
 denying, or failing, to recollect facts, oral evidence may be received,-----
 SUBPCENA, form of, in criminal action----- C. C. P. § 1941
 SUMMONING of, by coroners----- Pen. C. § 1327
 § 1512; 1905 : 708; § 1513 amended 1905 : 708; § 1514a, added 1905 : 708
 SUPERVISORS, powers of, to summon and examine----- 1883 : 310. 1891 : 308.
 1893 : 360. 1897 : 467; repealed 1913 : 514. Pol. C. § 4065, added 1907 : 376
 TESTIMONY of himself, not to be prosecuted on,-----
 Pen. C. § 1324, added 1911 : 485; repealed 1917 : 291
 of, in supplementary proceedings----- C. C. P. § 718
 modes in which taken----- C. C. P. § 2002
 may be taken by deposition on postponement of trial----- C. C. P. § 596
 to be upon oath or affirmation----- C. C. P. § 1846
 UNABLE to give security, conditional examination of,-----
 Pen. C. § 882; amended 1905 : 763
 UNDERTAKING, forfeiture of, on failure to appear----- Pen. C. § 1332
 to appear in criminal action----- Pen. C. § 878
 UNREASONABLE DETENTION prohibited----- Const. art. 1 § 6
 WARRANT for arrest on failure to attend----- C. C. P. § 1993
 for arrest or commitment, contents of----- C. C. P. § 1994; amended 1880 : 115
 WILL, examination of witnesses in contest----- C. C. P. § 1315
 WITNESS against himself, no person compelled to be,-----
 Const. art. 1 § 13. Pen. C. § 688
 WITT, N. D., granted leave of absence----- 1869-70 : 417
 WOERMER, MARK, appropriation to pay claim of----- 1917 : 521
 WOHLGAMUTH, HENRY, payment of claim----- 1854 : 156
 WOLF, MORRIS.
 DUPLICATE bounty warrant issued----- 1871-2 : 439; amended 1873-4 : 46
 WOLFE, W. L., appropriation for claim of----- 1891 : 436
 WOLFSKILL, MILTON, issuance of duplicate school land warrant to----- 1857 : 59
 WOMAN'S CHRISTIAN ASSOCIATION, S. F., appropriation for----- 1871-2 : 748
 WOMAN'S RELIEF CORPS HOME. See also *Veterans' Home*.
 APPROPRIATION to pay deficiency in appropriation for support of widows,
 etc.----- 1897 : 447
 to provide physicians and nurses----- 1917 : 478
 APPROPRIATIONS for nurses and medical attendants----- 1911 : 1066. 1915 : 483
 for repairs and improvements----- 1901 : 804. 1905 : 787. 1911 : 1065. 1915 : 483
 for repairs, improvements and equipments----- 1917 : 443. 1919 : 855
 for traveling expenses----- 1917 : 443
 for support of ex-army nurses, etc.----- 1897 : 447
 for support. See *General Appropriation Bills*,
 1897 : 447. 1903 : 514. 1907 : 181
 CLAIMS to be presented to board of examiners,
 1897 : 449. Pol. C. § 2210f, added 1907 : 703
 DIRECTORS, appointment and qualification,
 1897 : 448. Pol. C. § 2210a, added 1907 : 702; amended 1919 : 1190
 duties of----- Pol. C. § 2210d, added 1907 : 703
 powers of----- Pol. C. § 2210c,
 added 1907 : 702; amended 1919 : 1191. Pol. C. § 2210d, added 1907 : 703
 EXCEPTED from provisions of act creating state board of charities,
 1903 : 482, § 7; amended 1911 : 1334; 1915 : 847
 INMATES who are entitled to stay at,
 1897 : 449. Pol. C. § 2210e, added 1907 : 703; deleted 1919 : 1191
 MANAGEMENT and control of,
 1897 : 447-449. Pol. C. § 2210c, added 1907 : 702; amended 1919 : 1191
 MONEYS, custody of----- Pol. C. § 2210g, added 1907 : 703
 OBJECTS of----- Pol. C. § 2210, added 1907 : 701
 OFFICERS, election and compensation,
 Pol. C. § 2210b, added 1907 : 702; amended 1919 : 1191
 REPORTS to be made by----- 1897 : 449. Pol. C. § 2210d, added 1907 : 703
 STATE AID----- Pol. C. § 2210e, added 1907 : 703; amended 1919 : 1191
 WOMAN SUFFRAGE. See also *Elections; Women*.
 AMENDMENT to United States constitution, joint resolution memorializing
 congress----- 1913 : 1689. 1917 : 1971
 FEDERAL AMENDMENT, ratification urged----- 1919 : 1392
 ratified----- Ex. Sess. 1919
 RESOLUTION to effect that California's experience justifies adoption----- 1915 : 1913

VESSELS. (Continued.)

Steamboats. (Continued.)

- MACHINERY may be mortgaged... C. C. § 2955; amended 1875-6; 1877-8 : 88;
 1887 : 5; 1893 : 84; 1895 : 57; 1897 : 95; 1903 : 78; 1905 : 36; 1907 :
 886; 1909 : 34. 1895 : 57; 1897 : 95; 1903 : 78; 1905 : 36; 1907 : 886
 PASS to the right on meeting... Pol. C. § 2360
 PASSING in same direction, nearness of approach... Pol. C. § 2365
 PENALTIES for violation of code provisions... Pol. C. § 2367
 owners liable for... 1857 : 150, §§ 5, 6. Pol. C. § 2378
 recovery and disposition of... 1857 : 150, §§ 6, 7, 8. Pol. C. § 2379
 RACING, penalty for... Pol. C. § 2373
 SIGNAL lights... Pol. C. § 2366
 SIGNALS from small boats... Pol. C. § 2364
 SMALL BOATS, number to be carried... Pol. C. § 2371
 oars in... Pol. C. § 2364
 penalty for not carrying... Pol. C. § 2372
 SPARK CATCHERS, construction of... 1857 : 149, § 2. Pol. C. § 2375
 fee of inspector... 1857 : 149, § 4. Pol. C. § 2376
 penalty for not using... Pol. C. § 2377
 to be used on steamboats... 1857 : 149. Pol. C. § 2374
 VESTED INTERESTS. See *Property*.
 FUTURE interest is vested, when... C. C. § 694
 VETERAN SOLDIERS AND SAILORS. See also *National Guard; Soldiers;*
Sailors; Veterans' Home.
 BADGE, protection of... 1887 : 82; amended 1907 : 81
 BURIAL... 1889 : 198; amended 1901 : 596; 1911 : 479; 1913 : 330; 1917 : 17, 749
 CIVIL SERVICE, preference for Civil War veterans... 1891 : 289
 veterans of all wars given preference... 1913 : 1035, by amendment 1919 : 1337
 CIVIL WAR, congress memorialized to pass Sulloway bill for relief of,
 Ex. Sess. 1911 : 411
 FEES, not charged by public officers in making out certain papers,
 Pol. C. § 4295, as amended 1919 : 269. Pol. C. § 4302, added 1907 : 554
 GETTYSBURG celebration... 1913 : 278
 G. A. R. headquarters at Capitol... 1911 : 488
 G. A. R. monument... 1915 : 1430
 GRAVES, care of... 1917 : 422
 INDIAN WAR VETERANS, pensions for, favored... 1915 : 1726
 LAND SETTLEMENT, bonds issued for... 1919 : 1182
 federal project... 1919 : 1446, 1919 : 1453
 state land settlement act... 1917 : 1566; amended 1919 : 838
 LEASES, by counties and cities to veterans' associations... 1897 : 113
 LICENSE FEE, refund to medical service men... 1919 : 324
 LICENSE TAX EXEMPTIONS... Pol. C. § 3366, added 1901 : 635; amended
 1915 : 723; 1917 : 279. Pol. C. § 4041, added 1907 : 366; amended
 1909 : 126, 756; 1911 : 1450; 1913 : 667; 1919 : 796. 1905 : 307.
 1913 : 986, by amendment 1917 : 37. 1917 : 653, by amendment 1919 : 388
 MEMORIALS in Capitol Extension building... 1919 : 1139
 in soldiers' homes, resolution concerning... 1919 : 1539
 MONUMENTS, counties may erect... Pol. C. § 4052c, added 1917 : 1366
 NATIONAL GUARD, return of service men to... 1919 : 380
 PENSION ROLL, resolution relative to restoration of veterans to... 1919 : 1440
 READJUSTMENT COMMITTEE, establishment of... 1919 : 4
 REHABILITATION, physical, appropriation for... 1919 : 824
 REHABILITATION ALLOTMENTS... 1919 : 1437
 RELIEF, by counties and cities... 1919 : 275
 TAX EXEMPTION,
 Const. art. 13 § 14. Pol. C. § 3612, added 1915 : 351; amended 1919 : 305
 VICKSBURG celebration... 1917 : 1608
 WAR DEPARTMENT, counties and cities authorized to donate sites to... 1919 : 125
 WAR RECORDS, of service men from California, compilation of... 1919 : 330
 VETERANS' HOME. See also *Woman's Relief Corps Home*.
 ACCEPTANCE by the state of conveyance from, and the use to be made of the
 property conveyed... 1897 :
 106; act amended 1903 : 321; 1905 : 471; 1907 : 59, 330; 1911 : 1447
 ACQUISITION of certain property by, authorized... 1905 : 167
 ADMISSION to home of, who entitled to... 1897 :
 106; act amended 1903 : 321; 1905 : 471; 1907 : 59, 330; 1911 : 1447
 APPROPRIATION for... 1883 : 55; act amended
 1887 : 6; 1893 : 214; 1899 : 147; 1901 : 275; 1905 : 191; 1907 : 193
 for additional buildings and improvements... 1887 : 7; act amended 1893 :
 339; 1901 : 823; 1903 : 187, 190, 420; 1907 : 235, 243, 236, 237. 1909 :
 385, 830, 831, 844. 1911 : 422, 495, 1046, 1048, 1054. 1913 : 863, 864,
 891, 896. 1915 : 445, 446. 1917 : 441, 449, 522, 523, 540, 567. 1919 : 835

VETERANS' HOME. (Continued.)

- APPROPRIATION for support of. See *General Appropriation Bills*.
 1883 : 55; act amended 1887 : 6; 1893 : 214; 1899 : 147; 1901 : 275; 1905 : 191; 1907 : 193. 1899 : 147. 1901 : 275, 806. 1903 : 191
 deficiency ----- 1909 : 6
 DECLARED a state institution ----- 1889 : 418
 DIRECTORS of, appointment and duties of ----- 1897 :
 106; act amended 1893 : 321; 1905 : 471; 1907 : 59, 330; 1911 : 1447
 ERECTION of modern hospital for, at Yountville ----- 1901 : 823
 EXAMINERS, state board of, power of ----- 1883 : 56
 EXCEPTED from provisions of act creating state board of charities,
 1903 : 482, § 7; amended 1911 : 1334; 1915 : 847
 EXCHANGE of certain lands authorized ----- 1891 : 184
 FUND for the support and maintenance of,
 1897 : 106; act amended 1903 : 321; 1905 : 471; 1907 : 59, 330; 1911 : 1447
 GERMAN CANNON for, requested ----- 1919 : 1530
 INTOXICATING liquors, sales of within one and a half miles of;
 1895 : 101. Pen. C. § 172; amended 1905 : 652; 1907 : 121. 1905 : 126
 PAYMENT TO OF MONEY received and under act of congress ----- 1895 : 26
 QUALIFICATIONS of medical director ----- 1903 : 321
 RECORDS to be kept ----- 1883 : 55; act amended 1837 :
 6; 1893 : 214; 1899 : 147; 1901 : 275; 1905 : 191; 1907 : 193; 1909 : 79
 SALE OF LIQUOR within one mile of, prohibited ----- 1905 : 126
 STATE TREASURER authorized to pay moneys to ----- 1895 : 26
 SUPPORT OF INMATES of, when to commence and how long to continue, 1899 : 147
 TRANSFER of, to United States ----- 1905 : 495
 TRAVELING EXPENSES of directors of,
 1897 : 106; act amended 1903 : 321; 1905 : 471; 1907 : 59, 330; 1911 : 1447
 VETERANS OF MEXICAN WAR. See also *Veterans*.
 AUTHORIZED to exchange certain lands ----- 1871-2 : 363; amended 1881 : 66
 CONVEYANCE of land to, authorized ----- 1869-70 : 413
 VETERINARIAN, STATE. See also *Agriculture, Department of; Animals*.
 APPOINTMENT, powers and duties,
 1899 : 129; amended 1905 : 423; 1907 : 932; 1909 : 431; 1915 : 564
 APPROPRIATION for contingent and traveling expenses, deficiency ----- 1909 : 7
 for prevention of scabies in sheep ----- 1909 : 278. 1911 : 1077
 for salaries and support. See *General Appropriation Bills*.
 for sheep dipping inspection ----- 1919 : 1231
 CATTLE PROTECTION BOARD, member of ----- 1917 : 1237
 DISEASED LIVESTOCK, inspection of imported ----- 1915 : 59
 INSPECTION of slaughtering establishments and meat food products ----- 1917 : 423
 OFFICERS and employees of,
 1899 : 129; amended 1905 : 423; 1907 : 932; 1909 : 431; 1915 : 564
 QUARANTINE, powers of,
 1899 : 129; amended 1905 : 423; 1907 : 932; 1909 : 431; 1915 : 564
 SCABIES, prevention, duties regarding ----- 1909 : 53
 SHEEP SCABIES PREVENTION, appropriation for ----- 1919 : 1231
 SMELTER FUMES, effect on animals and vegetation, investigation by,
 1913 : 1147; repealed 1917 : 280
 TUBERCULIN testing of cows under provisions of pure milk law,
 1915 : 1478; repealed 1917 : 809. 1917 : 803; amended 1919 : 326
 VETERINARY MEDICINE. See also *Agriculture, Department of; Animals*.
 ACT to regulate practice of ----- 1893 : 286;
 amended 1903 : 258; repealed 1907 : 919. 1907 : 919; amended 1913 : 572
 application of, 1893 : 287; repealed 1907 : 919. 1907 : 919; amended 1913 : 572
 APPROPRIATION for printing and other work performed and materials fur-
 nished by state printing office. See *General Appropriation Bills*.
 EXAMINATION and licensing of applicants ----- 1893 : 287;
 amended 1903 : 258; repealed 1907 : 919. 1907 : 919; amended 1913 : 572
 FINES and penalties, disposition of,
 1893 : 286; repealed 1907 : 919. 1907 : 919; amended 1913 : 572
 LICENSES for practice, filing of ----- 1893 : 287; repealed 1907 : 919
 MEDICAL BOARD, appointment and terms of,
 1893 : 286; repealed 1907 : 919. 1907 : 919; amended 1913 : 572
 compensation of members,
 1893 : 286; repealed 1907 : 919. 1907 : 919; amended 1913 : 572
 duties of ----- 1893 : 287; repealed 1907 : 919. 1907 : 919; amended 1913 : 572
 meetings of ----- 1893 : 286; repealed 1907 : 919. 1907 : 919; amended 1913 : 572
 PENALTIES for violating act,
 1893 : 288; repealed 1907 : 919. 1907 : 919; amended 1913 : 572

WITNESSES—Continued.

- dairy produce exchange investigations: fees and mileage
 1923:849, § 164, ad 1927:1739
 examination for foreign proceedings-----CCP 2036a, ad 1923:73
 expenses in criminal cases-----PenC 1329, am 1931:1437
 expenses on change of venue when county or city involved
 CCP 394, as am 1931:1949
 expert: appointment and compensation by court-----CCP 1871, ad 1925:305
 expert: instructions by court regarding testimony of experts
 PenC 1127b, ad 1929:1939
 fees: municipal courts-----PolC 4300L, ad 1925:953; am 1927:606; 1931:105
 fees and mileage-----PolC 4300g, am 1927:109
 fees as county charges-----PolC 4307, am 1921:376;
 1925:173, 999; 1927:1667; 1929:1970; 1931:443, 1504
 fees in criminal cases-----PenC 1329, am 1931:1437
 fees in hearings for revocation of vehicle operator's license
 § 73; am 1925:398; 1927:1430; 1929:561
 fees in particular counties. See names of counties, subheading *Officers* (for
 list of counties see PolC 4005c, 1931:128).
 fisheries law-----1919:1203, § 4, am 1925:597; del 1929:901. § 7a, ad 1929:906
 indictments, names on-----PenC 995a, ad 1927:1756
 inheritance tax-----1921:1515
 insanity hearings-----PolC 2169, am 1921:551
 lunacy commission (department of institutions) hearings
 PolC 2141a, ad 1921:1339
 motor vehicle transportation hearings' before railroad commission
 1917:330, § 7, am 1925:303
 narcotic addict hearings-----1927:152
 privileged communications-----CCP 1881, am 1927:1154
 subpoenas: purpose and manner of issuance-----CCP 1986, am 1929:197
 subpoenas: sheriff's fee-----PolC 4300b, am 1921:1430; 1923:21; 1929:634
 testimony at preliminary examination: transcript-----PenC 869, am 1927:1150
 testimony for foreign proceedings-----CCP 2036a, ad 1923:73
 testimony in criminal cases: transcript-----PenC 869, am 1927:1150
 will, execution of-----CC 1276, 1289, r PrC 1700 (1931:687). PrC 50-55 (1931:589)
 WOMEN. See also COMMUNITY PROPERTY; HOMESTEADS; HUSBAND AND
 WIFE; MARRIAGE.
 age of majority-----CC 25, am 1927:1119; 1931:1941
 employees: moving heavy boxes, etc.-----1921:1699; am 1929:1517
 employment: regulation of wages, hours, and conditions
 1913:632, am 1921:378; 1927:438; 1929:555
 home for delinquent women: budget appropriation-----1921:1717
 hours of labor law (1911:437)
 penalties for violations of provisions-----§ 4, am 1929:99
 records-----§ 3a, ad 1929:572
 scope of act-----§ 1, am 1929:589
 industrial farm for women
 appropriations, budget-----1923:250, 260
 appropriation, special: alterations, etc.-----1921:360
 boards of trustees: powers transferred to department of institutions
 PolC 366c, 366d, ad 1921:1048
 property transferred to Sonoma State Home-----1931:209
 industrial farms (jails)-----1921:1617
 institution for women, California-----1929:490
 appropriation, budget-----1931:312
 appropriations, special-----1929:493. 1931:2
 board of trustees: tenure of members. 1929:490, § 3; sup 1929:817; am 1931:2020
 commission to plan, etc.-----1927:783
 products, proceeds from sale of-----1929:490, § 13; am 1931:324
 married: as party to action-----CCP 370, am 1921:102
 minimum wage: United States constitutional amendment urged-----SJR 19, 1923:1659
 Polytechnic school: female students excluded-----1929:588
 prisoners. See this heading, *Institution for Women*.
 prisoners at San Quentin: needlework-----PenC 1586, am 1923:321
 relief corps home
 appropriations, budget-----1921:1714.
 1923:248. 1925:52. 1927:266. 1929:92. 1931:310
 cottage, appropriation for construction of-----1929:827
 directors: administration of division of veterans' homes
 PolC 374b, ad 1929:568; sup 1929:1106
 inmates, sale of property of-----1929:1037
 land exchange-----1923:428

WOMEN—Continued.

- relief corps home—continued.
 moneys belonging to state-----PolC 2210g, am 1921:349
 new site, appropriation for-----1921:589
 officers: election and compensation-----PolC 2210b, am 1929:701
 pensions to be retained by inmates-----PolC 2210h, ad 1925:100
 school teachers to receive same compensation as men
 1874:938, r SC 10-6. SC 5-730
 suffrage amendment to constitution of United States
 ratified Nov 3, 1919. 1921:lxvxi
 Ventura School for Girls. See CORRECTIONAL SCHOOLS.
 veteran's widow: rights under farm and home act-----1921:815, § 7a, ad 1931:2029
 veterans' widow, indigent: burial-----1889:198, am 1923:133; 1929:506
 WOOD, WILL C., appropriation for-----1929:884
 WOOL fabrics, labels: Capper-French bill endorsed-----AJR 14, 1923:1562
 WORDS AND PHRASES. See also CRIMES; and subjects for which defini-
 tions are desired (e.g. RESIDENCE).
 "civil engineering," etc-----1929:1645, § 1a, ad 1931:1902
 community property-----CC 164, am 1923:746; 1927:826
 contractor-----1929:1591, § 3; am 1931:1257
 deadly weapon-----PenC 1168, am 1927:1493; 1929:1932; 1931:1054
 employer defined in workmen's compensation and insurance act
 1917:831, § 7, am 1929:306
 1929:703
 gambling ship-----1931:1314
 "gasoline"-----PolC 594, am 1927:1203; 1929:353
 insurance: kinds-----CC 453bb, am 1927:1934
 mortgage insurance-----CC 683, am 1929:172; 1931:2205
 "joint tenancy"-----1913:1327, § 16, ad 1929:585
 mines and minerals-----CC 25, am 1927:1119; 1931:1941
 minors-----CC 3265, am 1923:193
 negotiable promissory note-----PolC 4463, ad 1923:512; am 1927:485
 newspapers of general circulation-----1927:956. 1929:186
 "political subdivisions" as used in Folsom dam project laws-----1929:124
 property: tax purposes-----PolC 3617, am 1921:185; 1925:11; 1929:124
 trusts, court and private-----1909:87, § 101, am 1921:1409; 1925:525
 warehouseman-----1915:115, § 2½, ad 1927:1918
 WORK, PUBLIC. See PUBLIC WORK.
 WORKINGMEN. See EMPLOYERS AND EMPLOYEES; LABOR.
 WORKMEN'S COMPENSATION. See also ACCIDENTS; INDUSTRIAL ACCI-
 DENT COMMISSION; SAFETY.
 act of 1917:831.
 actions, time of commencing-----§ 11, am 1931:2372
 actions for injury by third party to employee-----§ 26, am 1927:1213; 1931:2370
 agricultural, etc., labor: application-----1927:1681; am 1931:1962
 attorney's fees-----§ 24, am 1923:773; 1925:644; 1929:324
 average earnings: computation-----§ 12, am 1929:553
 claim when compromise not approved: limitation on time of filing
 § 27, am 1923:771; 1931:1950
 claims: answers, procedure, attachments-----§ 18, am 1923:438
 claims: assignment, liens, etc-----§ 24, am 1923:772; 1925:644; 1929:323
 compensation: burden on defendant to show coverage
 § 29, am 1925:495; 1929:553; 1931:1953
 compensation schedule-----§ 9, am 1925:640; 1929:420
 compromises-----§ 27, am 1923:771; 1931:1950
 death benefits-----§ 9, am 1925:643; 1929:425
 "employee" defined-----§ 8, am 1931:2068
 employer defined-----§ 7, am 1929:306
 insurance policies-----§§ 30, 31, am 1929:1167
 insurance to secure payments-----§ 29, am 1925:494; 1929:551; 1931:1951
 liability for compensation-----§ 6, am 1923:375; 1929:430
 liability of principal and contracting employers-----§ 25, r 1927:1475
 longshoremen's and harbor workers' compensation act: state insurance and
 cooperation-----§§ 36½, 55½, ad 1927:1020; § 36½, am 1929:325
 mutual companies, insurance in-----§ 30, am 1929:1167
 newspaper, etc., vendors excluded if title passed-----§ 8, am 1931:2068
 notice of injury, effect of failure to give-----§ 15, am 1931:2372
 payments to state-----§ 51, am 1927:1475
 subsequent injuries fund-----§ 9, as am 1929:423
 terms defined-----§ 33, am 1923:165; 1929:494
 unsafe employment: injunctions-----§ 46½, am 1925:710
 agricultural laborers-----1927:1681; am 1931:1962
 convicts employed on highways not covered-----1923:667, § 9, ad 1927:1111
 counties, cities, etc., insurance by-----1913:279, § 46, am 1931:200

of California, approved and adopted by the people at the general election held November 7, 1922.

[Approved by the Governor April 14, 1927, with reductions and eliminations attached hereto. In effect immediately.]

EXECUTIVE DEPARTMENT
STATE OF CALIFORNIA

April 14, 1927.

To the Assembly of the State of California:

Assembly Bill No. 500 is approved by me except for two items specifically set forth which are reduced or eliminated in accordance with the powers conferred on me by the provisions of sections 16 and 34 of article IV of the Constitution, and which are objected to for the following respective reasons:

1. I object to the item on page 5 under the heading "Administrative" reading as follows: "For support of secretary of state two hundred thirty-seven thousand six hundred fifty dollars (\$237,650)" and reduce the amount to two hundred twenty-two thousand six hundred fifty dollars (\$222,650) for the reason that the measure recently passed by the Legislature repealing the corporation license tax act makes possible this reduction in the expenses of the office of the secretary of state, according to the opinion of that office. Items disapproved.

2. I object to the item on page 10 reading: "For support of California highway commission and state highway engineer, forty-one thousand six hundred dollars (\$41,600), payable from highway maintenance fund" for the reason that in my opinion ample provision for such expenditures is included in the language of the item of appropriation on page 10 reading: "For general administration of California highway commission, and maintenance and reconstruction of highways, twenty-seven million one hundred thousand dollars (\$27,100,000), payable from highway maintenance fund." It was the intention at the time of my recent message to you suggesting amendments to the budget that this item be eliminated and a corresponding reduction in the budget was reported to you in that message.

It is evident that savings will be made as the result of consolidations to be effected under the bills for reorganization of various state departments. I am convinced, however, that these savings will be accomplished within the budget itself and reflected in unexpended balances to be restored to the general fund at the close of the biennium. I therefore feel that I should not at this time make further changes in the appropriations passed by the Legislature, in anticipation of legislation not yet finally enacted.

Respectfully submitted.

C. C. YOUNG,
Governor.

The people of the State of California do enact as follows:

SECTION 1. The following sums of money are hereby appropriated for the use and support of the State of California for the seventy-ninth and eightieth fiscal years and unless otherwise herein provided shall be paid out of the general fund in the state treasury. Budget appropriations.

Whenever by constitutional or statutory provision the revenues or receipts of any institution, department, board, bureau, commission, officer, employee, or other agency, or any moneys in any special fund created by law therefor, are to be used for salaries, support or any proper purpose, expenditures shall be made therefrom for all such purposes, and not from the general fund, to the extent only of the amount herein appropriated unless otherwise herein stated; *provided, however*, that if no amount is herein appropriated for such purposes or any part thereof, any appropriation therefor heretofore made by any existing constitutional or statutory provision shall continue to be governed thereby. Use of special funds.

Appropriations for purposes not otherwise provided for herein which have been heretofore made by any existing constitutional or statutory provision shall continue to be governed thereby. Recurrent appropriations.

inspectors at a monthly salary of one hundred thirty-five dollars each during the time actually employed, two inspectors at a monthly salary of one hundred twenty dollars each during the time actually employed, two inspectors at a compensation of four dollars per diem each during the time actually employed, but the aggregate amount which may be expended in any year for all such inspectors shall not exceed ten thousand three hundred forty dollars.

CHAPTER 141.

An act to amend section two thousand three hundred twenty-two x thirty-seven of the Political Code, relating to the salary and expenses of the horticultural commissioner, his deputies and employees in counties of the thirty-seventh class.

[Approved by the Governor April 13, 1927. In effect July 29, 1927.]

The people of the State of California do enact as follows:

Stats. 1925,
p. 211,
amended.

SECTION 1. Section 2322x37 of the Political Code is hereby amended to read as follows:

Counties of
37th class:
horticultural
commissioner

2322x37. In counties of the thirty-seventh class, the commissioner shall receive a salary of two thousand four hundred dollars per annum; *provided*, that in counties of this class, there shall be and there is hereby allowed to the commissioner the following inspectors and clerk, to be appointed by said commissioner, which positions are hereby created, and the salaries are hereby fixed as follows, to wit:

(a) Four inspectors at a compensation of four dollars and a half per diem each, during the time actually employed, but the aggregate amount which may be expended in any year for all such inspectors shall not exceed five thousand six hundred dollars.

(b) The commissioner is also authorized and empowered to appoint not to exceed one clerk at a monthly salary of ninety dollars, during the time actually employed, but the aggregate amount which may be expended in any year for such clerk shall not exceed one thousand eighty dollars.

(c) An additional inspector at a salary of one hundred thirty dollars per month.

CHAPTER 142.

An act making appropriations for the support of the government of the State of California and for several public purposes in accordance with the provisions of section thirty-four of article four of the constitution of the State

Secretary of
state.

For support of secretary of state, two hundred thirty-seven thousand six hundred fifty dollars (\$237,650).

For vault equipment, secretary of state's office, ten thousand nine hundred fifty-six dollars (\$10,956).

BENEVOLENT.

Industrial
Home for
Adult Blind.

For support of Industrial Home for Adult Blind, one hundred twenty-six thousand six hundred dollars (\$126,600).

For permanent improvements, Industrial Home for the Adult Blind, consisting of: repairs, improvements and equipment, one thousand dollars (\$1,000); additions to industrial shop building, fifteen thousand dollars, (\$15,000).

Public wel-
fare, dept. of.

For support of the department of public welfare, seventy-two thousand dollars (\$72,000).

Veterans'
Home.

For support of Veterans' Home of California, four hundred fifty-six thousand eight hundred twenty dollars (\$456,820).

For permanent improvements, Veterans' Home of California, consisting of: repairs, improvements and equipment, forty-five thousand dollars (\$45,000); construction of store-room building and employees' building, thirty-five thousand dollars (\$35,000).

For construction of barracks, Veterans' Home of California, one hundred seventy thousand dollars (\$170,000), payable from athletic commission fund.

Woman's
Relief Corps
Home.

For support of Woman's Relief Corps Home, thirty-nine thousand five hundred fifty dollars (\$39,550).

For permanent improvements, Woman's Relief Corps Home, consisting of repairs and improvements to buildings and drilling and equipping of well, seven thousand dollars (\$7,000).

CONSERVATION AND PARKS.

Balboa park.

For support of California building at Balboa park, eleven thousand dollars (\$11,000).

Fish and
game
commission.

For support of fish and game commission, one million six hundred twenty-six thousand dollars (\$1,626,000), payable from fish and game preservation fund.

Forestry,
state
board of.

For support of state board of forestry, one hundred fifty-seven thousand three hundred thirty dollars (\$157,330).

For additional support of state board of forestry, payable from state board of forestry fire prevention fund, eighty-four thousand dollars (\$84,000).

For state board of forestry for cooperation in forest and watershed protection, viz: Los Angeles county, fifty thousand dollars (\$50,000); San Bernardino county, ten thousand dollars (\$10,000); other counties and agencies, forty thousand dollars (\$40,000); Tamalpais fire district, ten thousand dollars (\$10,000); San Jacinto mountains, five thousand dollars (\$5,000); California experimental station and other federal agencies, twenty thousand dollars (\$20,000).

For support of state board of forestry for administration of state parks, thirty-four thousand one hundred dollars (\$34,100).

of the United States of America in congress assembled, entitled "An act to provide for the promotion of vocational education; to provide for cooperation with the states in the promotion of such education in agriculture and home economics; to provide for cooperation with the states in the preparation of teachers of vocational subjects; and to appropriate money and regulate its expenditure," and approved by the President February 5, 1929. In accepting the benefits of said act the people of the State of California agree to comply with all of its provisions and to observe all of its requirements.

SEC. 2. Subject to an act entitled, "An act to accept the provisions and benefits of an act passed by the senate and house of representatives of the United States of America in congress assembled and approved February 23, 1917, to provide for the promotion of vocational education; to create a vocational education fund and making an appropriation therefor," there is in addition to any moneys appropriated under the act referred to in this section hereby appropriated out of any money in the treasury not otherwise appropriated the sum of four thousand five hundred fifty-eight dollars and sixty-seven cents for agriculture, and the sum of five thousand three hundred three dollars and eighty cents for home economics, for the fiscal year ending June 30, 1930; and the sum of nine thousand one hundred seventeen dollars and thirty-four cents for agriculture, and the sum of ten thousand six hundred seven dollars and sixty cents for home economics, for the fiscal year ending June 30, 1931.

Appropriations:
agriculture
and home
economics.

CHAPTER 463.

An act making an appropriation for the construction of a cottage at the Woman's Relief Corps Home.

[Approved by the Governor May 24, 1929. In effect August 14, 1929.]

The people of the State of California do enact as follows:

SECTION 1. Out of any moneys in the state treasury not otherwise appropriated the sum of one thousand three hundred twenty-eight dollars and seventy-two cents (\$1,328.72) is hereby appropriated for the construction of a cottage during the seventy-ninth and eightieth fiscal years at the Woman's Relief Corps Home, in augmentation of the unencumbered balance of moneys heretofore appropriated for permanent improvements at said Woman's Relief Corps Home in and by the provisions of chapter one hundred forty-two of the statutes of 1927, all of which moneys are hereby appropriated, reappropriated and made available for the construction of said cottage.

Appropriation:
Woman's
Relief Corps
Home.

CHAPTER 186.

An act to amend section three hundred sixty b of the Political Code, relating to department of finance.

[Approved May 22, 1923.]

The people of the State of California do enact as follows:

SECTION 1. Section three hundred sixty b of the Political Code is hereby amended to read as follows:

Chiefs of divisions.

360b. The divisions of claims and disbursements, of budgets and accounts, and of purchases and custody, shall each be in charge of a chief to be known respectively as chief of the division of claims and disbursements, chief of the division of budgets and accounts, and chief of the division of purchases and custody.

The chief of the division of printing shall receive an annual salary of five thousand dollars, and before entering upon the duties of his office he shall execute an official bond to the State of California in the penal sum of twenty-five thousand dollars; the chief of the division of motor vehicles shall receive an annual salary of four thousand eight hundred dollars, and before entering upon the duties of his office he shall execute an official bond to the State of California in the penal sum of twenty-five thousand dollars; the chief of the division of libraries, who shall be known as "state librarian," shall be a technically trained librarian and shall receive an annual salary of five thousand dollars, and before entering upon the duties of his office he shall execute an official bond to the State of California in the penal sum of three thousand dollars.

CHAPTER 187.

An act to authorize the state board of control to convey and exchange certain lands formerly owned and used by the Woman's Relief Corps Home of California, in Evergreen, county of Santa Clara, and to receive in exchange therefor certain lands adjoining the present site of the Woman's Relief Corps Home of California in Santa Clara county.

[Approved May 23, 1923.]

The people of the State of California do enact as follows:

Transfer of certain state lands authorized.

SECTION 1. The state board of control is hereby authorized on behalf of the State of California, to convey and exchange the following described real property, situate in the county of Santa Clara, State of California, to wit: Lots thirty-seven (37) and thirty-eight (38) in Cadwalladers survey of the village of Evergreen, as surveyed by Hermian Brothers, March, 1887, and recorded in book "B" of maps, page 56 et seq. Santa Clara county records, on March 24, 1887, which said tract contains five and thirty one-hundredths (5.30) acres, more or less,

which said property was formerly owned and used by the Woman's Relief Corps Home of California.

SEC. 2. The state board of control is hereby authorized to accept and receive in exchange for the lands described in section one of this act, the following described real property, situated in the county of Santa Clara, State of California, to wit: Beginning at a point two hundred fifty-two and six-tenths (252.6) feet south of the center of the northeast quarter of section fifteen, township seven south, range one west; thence southerly three hundred forty-one and four-tenths (341.4) feet; thence east three hundred eighty-two and eight-tenths (382.8) feet; thence north three hundred forty-one and four-tenths (341.4) feet; thence west three hundred eighty-two and eight-tenths (382.8) feet to the point of beginning, and containing three acres more or less.

Acceptance
of certain
lands by
state
authorized.

CHAPTER 188.

An act to create the office of state fire marshal, to provide for his powers and duties, and to repeal all acts or parts of acts inconsistent herewith.

[Approved May 23, 1923.]

The people of the State of California do enact as follows:

SECTION 1. Within thirty days after this act takes effect, the governor shall appoint a qualified person who shall be known as the "state fire marshal," which office is hereby created. The person so appointed shall hold office at the pleasure of the governor and shall receive no compensation therefor.

State fire
marshal to
be appointed.

SEC. 2. It shall be the duty of the fire marshal to safeguard life and property from fire and to see that all laws and ordinances relating to fires and fire protection are enforced, to attend, if possible, fires other than forest, brush or grain fires which may occur outside of the limits of any incorporated city within the state, and to take charge of and protect all property which may be imperiled thereby.

Duties of
state fire
marshal.

SEC. 3. The fire marshal may during the time of any fire protect property being affected thereby until the arrival of the owner or claimant of thereof, and in case the owner or claimant of such property does not take charge of same within twenty-four hours, the fire marshal may have such property stored at the owner's or claimant's expense.

Protection
of property.

SEC. 4. In all cases where there is reason to believe that fires are the result of crime or that crime has been committed in connection therewith the fire marshal must report the same, in writing, to the district attorney of the county in which the fire occurred.

Report of
incendiary
fires to
district
attorneys.

SEC. 5. The fire marshal shall have power to appoint as his deputies only the chiefs of fire departments, who shall

Deputies.

CHAPTER CCLXXIII.

An Act to provide for the deficiency in the appropriation for support and maintenance of the widows and orphans of Union soldiers, sailors, and marines, and for ex-Union army nurses residing at Evergreen, in the County of Santa Clara, at the home in said county, and under the auspices of the Woman's Relief Corps Home Association, for the forty-eighth fiscal year.

[Approved April 1, 1897.]

The People of the State of California, represented in Senate and Assembly, do enact as follows:

SECTION 1. The sum of three thousand dollars is hereby appropriated out of any moneys in the state treasury not otherwise appropriated, to pay the deficiency for the maintenance and support of the widows and orphans of Union soldiers, sailors, and marines, and for ex-Union army nurses residing at the home in Santa Clara County, at Evergreen, under the auspices of the Woman's Relief Corps Home Association, for the forty-eighth fiscal year.

Deficiency appropriation for Evergreen Home.

SEC. 2. This Act shall take effect immediately.

CHAPTER CCLXXIV.

An Act to assist the Woman's Relief Corps Home Association to provide for ex-army nurses, and the worthy destitute widows, wives, mothers, and destitute maiden daughters or sisters of veterans who served honorably in the war for the Union, and making an appropriation therefor.

[Approved April 1, 1897.]

The People of the State of California, represented in Senate and Assembly, do enact as follows:

SECTION 1. That there be and is hereby appropriated out of any money in the state treasury not otherwise appropriated, the sum of ten thousand dollars (\$10,000) for the support and maintenance of the ex-army nurses and the widows, wives, mothers, and dependent destitute maiden daughters or sisters of Union veterans who served honorably in the civil war, residing in the home at Evergreen, Santa Clara County, under the auspices of the Woman's Relief Corps Home Association, a corporation duly created and existing under the laws of the State, in the manner following, to wit: The sum of one hundred and fifty dollars (\$150) per annum for each ex-army nurse, widow, wife, mother, or maiden daughter or sister, duly admitted and residing in such home; *provided*, the whole of said

Appropriation for support of home at Evergreen, Santa Clara County.

sum shall not be expended in any one year for such support and maintenance.

Aid com-
mences.

SEC. 2. The aid granted in section one of this Act shall commence on the first day of the month after each such ex-army nurse, widow, wife, mother, or maiden daughter or sister shall commence to reside in and be supported in such home, and shall be paid by the State in semi-annual installments.

Manage-
ment of
home.

SEC. 3. The Woman's Relief Corps Home at Evergreen, Santa Clara County, shall be managed and controlled by a board of eleven directors, to be appointed by the Governor, six of whom shall be appointed for two years and five of whom shall be appointed for one year; *provided*, that the terms of the six first appointed for two years shall continue until July first, eighteen hundred and ninety-nine, and the five appointed for one year shall continue until July first, eighteen hundred and ninety-eight, and thereafter the terms of office shall be for two years of all directors. Immediately after they qualify, the members of the first board shall meet and organize by electing one of its members president, one as vice-president, one as secretary, and one as treasurer, who shall hold office for one year. No officer or member of the board of directors shall receive any compensation for services as such.

Organiza-
tion.

Vacancies,
etc.

SEC. 4. As the terms of office of directors shall expire, or in case of vacancy, the Governor shall appoint their successors. The Governor shall have power to remove any director for cause.

Oath of
office.

SEC. 5. Each member of the board of directors shall take and file with the Secretary of State the oath of office as provided by law.

Title of
board of
directors.

SEC. 6. First—The board of directors shall be known by the name and style of "The Board of Directors of the Woman's Relief Corps Home Association of California," and by this name may sue and be sued in any of the courts of this State, and all property held by such board shall be in trust for the Woman's Relief Corps Home Association of California, and for the use and benefit of said home. The said board shall have power to manage said home and administer its affairs, make laws for the government of the board not in conflict with the general laws of the State, and adopt rules and regulations for the management of the home. The board shall hold at least one meeting each month for the auditing of bills and the transaction of business pertaining to the home. A majority of the members shall constitute a quorum for the transaction of business.

Powers.

General
register;
contains,
what.

Second—The board shall cause to be kept a book or "general register," in which shall be entered the date of admission, name, age, and place of birth of each inmate, and also the military or naval history, if it can be obtained, of the husband, father, or brother of such widow, wife, mother, maiden daughter or sister, or of the ex-army nurse who is or may hereafter be admitted to such home, and the estate or income, if any, to which she may be entitled.

Third—The board shall cause to be kept a full record of its meetings, also a book entitled "monthly accounts," in which shall be entered all moneys received from any and all sources, segregated under proper heads; also, all disbursements made, specifying for what purpose made, the amounts so disbursed entered in detail, segregated under proper heads, and each entry to be made under proper dates. Record and accounts.

Fourth—A payroll shall be kept of the employes, and the amount disbursed to each, at what rate of wages and for the length and kind of services. Payroll.

Fifth—A transcript of such books and payroll, verified by the oath of the president or secretary of said home, shall be made and forwarded to the State Board of Examiners at the time of making demand or presenting claims for state aid covering the time for which such claim or demand for state aid is made. Transcript of books, etc., to be forwarded to State Board of Examiners.

SEC. 7. Every claim for aid under this Act shall be presented to and audited and allowed by the State Board of Examiners, and when allowed, in whole or in part, by said Board of Examiners, it shall be the duty of the Controller to draw his warrant for the amount thereof in favor of the president and treasurer of the board of directors of said Home Association, and it shall be the duty of the State Treasurer to pay the same on due presentation. Board of Examiners to audit claims.

SEC. 8. No inmate for whose support there is paid, independent of state aid, the sum of twelve dollars and fifty cents or more per month, shall be entitled to any aid under this Act. But if such sum be less than twelve dollars and fifty cents per month, aid shall be granted for such sum only as is necessary to make the full amount for support, including the state aid, twelve dollars and fifty cents per month. When aid to be granted.

SEC. 9. The board shall cause to be made a verified report on the fifteenth day of August of each year to the Governor, containing a statement of all receipts and expenses, the condition of the home, the number of inmates during the year ending with June thirtieth, and such other matters as may be required by him. All reports shall be verified by the oath of the president and secretary of the board. Annual report.

SEC. 10. All moneys received by the directors or any officer of the home (except such as may be paid to them by the State for disbursement), including pension moneys belonging to the pensioners in the home, shall be paid over to the treasurer of the board, such moneys to be used for the support and maintenance of the home. Home treasurer to receive all moneys.

SEC. 11. No person shall be entitled to receive any aid under this Act unless she has been admitted to and kept in said home by reason of her services as army nurse, or by reason of the military or naval service of her husband, father, brother, or son; nor unless she has been continuously a resident of this State for one year next prior to her admission to said home. Qualifications for admission.

SEC. 12. This Act shall take effect immediately.

and under six thousand, shall belong to and be known as counties of the thirty-ninth class.

Fortieth. Counties having a population of five thousand three hundred and under five thousand six hundred, shall belong to and be known as counties of the fortieth class.

Forty-first. Counties having a population of five thousand and under five thousand three hundred, shall belong to and be known as counties of the forty-first class.

Forty-second. Counties having a population of four thousand five hundred and under five thousand, shall belong to and be known as counties of the forty-second class.

Forty-third. Counties having a population of four thousand three hundred and fifty and under four thousand five hundred, shall belong to and be known as counties of the forty-third class.

Forty-fourth. Counties having a population of four thousand and under four thousand three hundred and fifty, shall belong to and be known as counties of the forty-fourth class.

Forty-fifth. Counties having a population of three thousand and under four thousand, shall belong to and be known as counties of the forty-fifth class.

Forty-sixth. Counties having a population of two thousand six hundred and under three thousand, shall belong to and be known as counties of the forty-sixth class.

Forty-seventh. Counties having a population of two thousand and under two thousand six hundred, shall belong to and be known as counties of the forty-seventh class.

Forty-eighth. Counties having a population under two thousand, shall belong to and be known as counties of the forty-eighth class.

CHAPTER CLVI.

An Act to establish the "California Home for the Care and Training of Feeble-minded Children," and provide for the maintenance of the same.

[Approved March 18, 1885.]

The People of the State of California, represented in Senate and Assembly, do enact as follows:

SECTION 1. An institution is hereby created to be known as the "California Home for the Care and Training of Feeble-minded Children."

SEC. 2. Said institution shall be under the control of a Board of five Trustees, to be appointed by the Governor, by and with the advice and consent of the Senate, whose terms of office, and the terms of their successors, shall be four years; and until their successors, severally, are appointed and qualified; and these Trustees and their successors, and any and all the officers and employes, may be women; *provided*, that the first Board shall be appointed by the Governor within ten days after the passage of this Act; and of such appointments three shall be by him designated for two years, and the other two shall be for four years, and at the end of their

Board of
Trustees
to be
appointed by
Governor.

respective terms their successors shall be appointed in the same manner for four years. Vacancies occurring in any other way than by expiration of term shall be filled in the same manner for the unexpired term of the Trustee whose place is vacant; and if when the vacancy occurs the Senate is not in session, the Governor shall fill the same by appointment; and if the term of the appointee has not expired when the Senate next convenes, the appointment shall be submitted to the Senate for confirmation.

SEC. 3. The Trustees provided for in section two shall qualify by taking the usual oath of office, and shall, within ten days after their appointment, organize themselves into a Board by the election of one of their number as President (whose official term as President shall be for one year), and shall also appoint a Secretary, who shall receive an annual salary to be fixed by the Board of Trustees, not exceeding the sum of six hundred dollars, and whose residence shall be at the Home. The Secretary shall act under the Superintendent, and, as an assistant, shall keep the books of the institution, and shall make a faithful entry of all its transactions, and also keep a complete record of the proceedings and orders of the Board, and discharge such other duties as may be assigned to the position by the Superintendent or Trustees, and shall be subject to removal at the pleasure of the Board.

SEC. 4. The Board shall establish such rules and regulations as may be deemed expedient for the management and government of the Home, and for securing economy and accountability in all its affairs, and its officers and employes shall strictly observe such rules and regulations, which may be changed at any time, at the pleasure of the Board.

SEC. 5. The Board shall appoint a Superintendent, and fix the salary of the office, not exceeding nine hundred dollars, before entering upon the discharge of any duty. The appointee shall give a bond to the State of California in the sum of twenty thousand dollars, with sureties to the satisfaction of the Board of Trustees, for the faithful performance of all duties. The Superintendent shall be the chief executive officer of the Home; shall have the general superintendence of the buildings, workshops, grounds, and farm, together with their furniture, implements, fixtures, and stock, and the direction and control of all persons employed in and about the same, subject to the laws and regulations established by the Trustees. The Board shall appoint a Matron, and fix her salary, not exceeding a sum of nine hundred dollars per annum, and it may remove either the Superintendent or Matron for cause. The Superintendent shall employ and discharge, subject to the approval and supervision of the Board of Trustees, such teachers, attendants, assistants, artisans, and laborers, as he may think proper and necessary for the economical and efficient carrying into effect of the design of the institution; prescribe their several duties and places, and the Board of Trustees shall fix their compensation. The Superintendent shall also, from time to time, give such orders and instructions as may appear best calculated to induce good conduct, fidelity, and economy in any department of labor and ex-

pense, and is authorized and enjoined to maintain salutary discipline among all who are employed by the institution, and to enforce strict compliance with such instructions, and uniform obedience to all the rules and regulations of the Home; and shall, further, cause full and fair accounts and records of all his doings, and of the entire business and operations of the institution, together with the condition and prospects of the pupils, to be kept regularly from day to day, in books provided for that purpose, and shall see that all such accounts and records are fully made up to the date of each fiscal half year, and that the principal facts and results, with an official report thereon, to be laid before the Board at its semi-annual meetings, except it may be otherwise specially ordered. The exercise of all the powers of the Superintendent shall be subject to the approval of the Trustees. The Superintendent shall conduct the official correspondence, and keep a record of the applications received, and the pupils admitted, and shall be accountable for the careful keeping and economical use of all furniture, stores, and other articles provided for the Home, and prepare and present to the Board, at its semi-annual meetings, a true and complete inventory of all personal property belonging to the Home.

Trustees to hold property in trust.

SEC. 6. The Board of Trustees may take and hold in trust for the State any grant or devise of land, or any donation or bequest of money, or other personal property, heretofore or hereafter granted or devised, donated, or bequeathed to the use of said Home, and shall dispose of the same in accordance with the wishes of the testator or deviser, if expressed; or if no conditions are attached to the bequest or donation, then to invest and use the proceeds of such investment for the best interests of the Home.

To purchase property.

SEC. 7. The Trustees are hereby empowered and instructed to purchase on behalf of the State, for the use of the Home, such property as they may deem most advantageous for the use of the institution. The property, when furnished and ready for occupancy, must not exceed in cost the sum of twenty-five thousand dollars. The Trustees shall purchase such property wherever in this State they may, by majority vote, determine; *provided*, that no such property shall be selected without the approval and recommendation of the Resident Physician of the Napa Insane Asylum at Napa, or the Medical Superintendent of the Insane Asylum at Stockton.

Who may be admitted.

SEC. 8. All imbecile and feeble-minded children, between the ages of five and eighteen years, who have been residents of the State for one year, and who are incapable of receiving instructions in the common schools, shall be received into the Home, and maintained and educated at the expense of the State; but the expenses of maintaining, supporting, clothing, and of traveling, shall be paid by the parents or parties sending them, if such parents or parties are able to pay them, otherwise these expenses shall be borne by the State.

To prescribe forms for admission.

SEC. 9. The Board shall prescribe and publish instructions and forms for the admission of pupils, and may include in them such interrogatories as they shall think necessary or

usef
be f
be s
seve
S:
of a
old
fied
last
Ho
and
as a
tha
S
suc
rer
car
she
cat
fac
sh
an
S
to
otl
pe
lin
Su
lic
on
sh
re
up
ar
th
fa
ar
th
p
tv
a
a
ti
d
c
T
t
r
t
a
t
t
r

useful to have answered, which instructions and forms shall be furnished to any person applying for them, and shall also be sent in sufficient numbers to the County Clerks in the several counties of the State.

SEC. 10. If the capacity of the Home allows the reception of any additional pupils, the Trustees may admit younger or older persons of same class upon the same terms before specified, and also non-residents of the State; but for all of this last class, the Trustees shall charge and receive for the Home a fair rate of compensation to be fixed by the Trustees; and residence in the Home, on the part of a person admitted as a non-resident of the State, shall not be held to change that status.

Compensation for pupils.

SEC. 11. The object aimed at in the institution shall be such care, training, and educating of those received as to render them more comfortable, happy, and better fitted to care for and support themselves. To this end the Trustees shall furnish them such agricultural and mechanical education as they may be capable of receiving, and as the facilities offered by the State will allow, including farm work, shops, and the employment of trade teachers, who may at any time be discharged for cause.

Objects of institution.

SEC. 12. The Trustees are hereby authorized and required to contract for provisions, clothing, medicines, fuel, and all other supplies necessary for the support of the Home, for any period not exceeding one year, and such contracts shall be limited to bona fide dealers in the articles contracted for. Such contracts shall be given to the lowest bidder, at a public letting thereof, if the price bid is a fair and reasonable one, and not greater than the usual market rates. Each bid shall be accompanied by such security as the Board may require, conditioned upon the bidder entering into contract upon the terms of his bid, on notice of the acceptance thereof, and presenting a penal bond, with securities satisfactory to the Board, in such sum as the Board may direct, that he will faithfully perform his contract. Notice of the time, place, and conditions of the letting of each contract shall be given thence weekly for two successive weeks, in one daily paper published in the City of San Francisco, and once weekly, for two successive weeks, in a paper published in the county, and nearest the place where the Home shall be located.

Trustees to contract for supplies.

Notice to be published.

SEC. 13. The Trustees, on the fifteenth day of November annually, shall make a report to the Governor of the condition and progress of the Home, together with an exhibit in detail of all receipts and expenditures.

Reports.

SEC. 14. The Superintendent shall, annually, after the close of the fiscal year, and before the date at which the Trustees are required to make their annual report, make to the Trustees a report giving the names, age, sex, nativity, residence, and date of reception of each pupil in the institution within the preceding year, and the average number in attendance during the year, and as far as can be ascertained, the causes of imbecility; also the number discharged, with the date and reason therefor in each case, together with the names of all paying pupils, and the amounts charged for

them, and the amounts paid or unpaid; and also such other information and suggestions as to him may seem proper, which report shall be sent through the Board to the Governor, with the report of the Trustees, and shall be printed for the use of the Legislature.

Visitations
monthly.

SEC. 15. There shall be visitations and thorough examinations of all departments of the institution, monthly, by one or more of said Trustees, and quarterly by a majority of them; and at each visitation there shall be drawn and placed on record a detailed statement of the condition of the Home, to be signed by the Trustees making the statement, and to be at all times open to the inspection of legislative committees charged with the duties of examining public institutions. The Trustees, during their monthly visitation, shall examine the books and accounts, and no account or claim shall be paid until it has been examined and certified as correct by at least two of the Trustees.

Vouchers.

SEC. 16. No bill shall be paid except upon accounts, certificates, or vouchers, duly certified by the Superintendent, approved by the Board of Trustees.

Trustees—
no pay.

SEC. 17. The Trustees shall receive no compensation for their services, but shall be entitled to receive their necessary expenses while attending to the business of the Home.

Treasurer.

SEC. 18. The Board of Trustees shall elect a Treasurer, who shall not be one of their number, and shall fix his compensation. He shall be required to give a bond in such sum as the Trustees may determine, with good and sufficient sureties, to their satisfaction, for the faithful performance of his duties, and shall have the custody of all moneys, bonds, notes, mortgages, and other securities and obligations belonging to the Home. He shall keep full and accurate accounts of receipts and payments, in the manner directed by the by-laws, and such other accounts as the Trustees shall prescribe. He shall balance all his accounts annually, at the close of the fiscal year, and make a statement of the balances therein, and an abstract of all receipts and payments of the past year, which he shall, upon demand, deliver to the Auditing Committee of the Board of Trustees, who shall compare the same with his books and vouchers, and verify the same by a further comparison with the books of the Superintendent, and certify their findings upon such examinations to the Trustees at their annual meeting. He shall further render an account of the state of his books, and of the funds and other property in his custody, whenever required to do so by the Trustees.

Bond.

SEC. 19. The Trustees are authorized and empowered to receive, on behalf of the State, from the "California Association for the Care and Training of Feeble-minded Children," the pupils now in their charge, and also any property, moneys, credits, or things of value, which said association may desire to transfer to this State institution.

SEC. 20. There is hereby appropriated out of any money in the State Treasury not otherwise appropriated, the sum of forty-five thousand dollars for the purposes of this Act.

SEC. 21. This Act shall take effect immediately.

Department of General Services
Chief Counsel's Office Library

Commissioner, having legal charge and control of the management and maintenance of said park or parks.

SEC. 3. The terms Common Council and Board of Supervisors are hereby declared to include any body or Board which, under the law, is the legislative department of the government of any city, county, or city and county.

Defining terms of Common Council and Boards Supervisors.

SEC. 4. This Act shall be enforced from and after its passage.

CHAPTER XLII.

An Act to amend an Act giving a lien to loggers and laborers employed in logging camps upon the logs cut and hauled by the persons who employ them, approved March 30, 1878, by making applicable thereto section eleven hundred and ninety-five (1195) of the Code of Civil Procedure, concerning consolidation of separate actions.

[Approved March 8, 1887.]

The People of the State of California, represented in Senate and Assembly, do enact as follows:

SECTION 1. Section seven of an Act entitled "An Act giving a lien to loggers and laborers employed in logging camps upon the logs cut and hauled by the persons who employ them," approved March thirtieth, eighteen hundred and twenty-eight, is hereby amended to read as follows:

Loggers' and laborers' liens.

Section 7. Sections five hundred and thirty-nine, eleven hundred and eighty-nine, eleven hundred and ninety-five, eleven hundred and ninety-seven, eleven hundred and ninety-eight, and eleven hundred and ninety-nine of the Code of Civil Procedure are hereby made applicable to this Act.

SEC. 3. All Acts and parts of Acts inconsistent herewith are hereby repealed.

CHAPTER XLIII.

An Act to provide for permanent improvements at the California Home for the Care and Training of Feeble-Minded Children, and to appropriate money therefor.

[Approved March 8, 1887.]

The People of the State of California, represented in Senate and Assembly, do enact as follows:

SECTION 1. The sum of twenty-five thousand dollars is hereby appropriated out of any money in the State Treasury not otherwise appropriated, to provide for permanent improvements at the California Home for the Care and Training of Feeble-Minded Children.

Appropriation. Feeble-minded children.

How to be
expended.

SEC. 2. The said money shall be expended in completing present and erecting additional buildings, and providing for lighting the same; in laying out, fencing, sewerage, and improving the grounds, and planting the same with trees. It shall be expended under the direction and supervision of the Board of Trustees of said Home, in whose favor the Controller shall draw his warrant, from time to time, as the work shall progress, upon the requisition of the said Board for the same.

SEC. 3. This Act shall take effect immediately.

CHAPTER XLIV.

An Act to amend section three hundred and forty-three of the Political Code, relating to the number and designation of the civil executive officers of the State.

[Approved March 8, 1887.]

The People of the State of California, represented in Senate and Assembly, do enact as follows:

SECTION 1. Section three hundred and forty-three of the Political Code is hereby amended to read as follows:

Designating
civil execu-
tive officers.

343. The number and designation of the civil executive officers are as follows: A Governor; a Private Secretary for the Governor; an Executive Secretary for the Governor; a Secretary for the Board of Examiners; a Lieutenant-Governor; a Secretary of State; a Deputy Secretary of State; a Bookkeeper for the Secretary of State; two Recording Clerks for the Secretary of State; a Controller; a Deputy Controller; a Bookkeeper for the Controller; five clerks for the Controller; a Treasurer; a Deputy Treasurer; a clerk for the Treasurer; an Attorney-General; a Deputy Attorney-General; a Surveyor-General, who shall be ex officio Register of the State Land Office; a Deputy Surveyor-General; one clerk for the Surveyor-General; two clerks for the Register; a Superintendent of Public Instruction; a Deputy for the Superintendent of Public Instruction; one clerk for the Superintendent of Public Instruction; a Superintendent of State Printing; an Inspector of Gas Meters; a Vaccine Agent; a Commissioner of Immigration; an Insurance Commissioner; a Deputy for the Insurance Commissioner; three State Capitol Commissioners; four Port Wardens for the Port of San Francisco; a Port Warden for each port of entry except San Francisco; three State Harbor Commissioners; three Harbor Commissioners for the Port of Eureka; six Pilots for each harbor where there is no Board of Pilot Commissioners; three members of the Board of Pilot Commissioners for the Ports of San Francisco, Mare Island, and Benicia; three members of the Board of Pilot Commissioners for Humboldt Bay and Bar; three Fish Commissioners; a President and twelve Directors of the State Board of Agriculture; four members of the State Board of Equalization; a Clerk of the Board of Equalization; three

CHAPTER LVII.

An Act to provide for the government and management of the "California Home for the Care and Training of Feeble-Minded Children."

[Approved March 9, 1887.]

The People of the State of California, represented in Senate and Assembly, do enact as follows:

SECTION 1. The "California Home for the Care and Training of Feeble-Minded Children" is under the control of a Board of five Trustees appointed by the Governor, by and with the advice and consent of the Senate, whose term of office is four years, and until their successors are appointed and qualified. Women may be Trustees, officers, or employes in said institution. All vacancies in said Board shall be filled by appointment by the Governor. If the vacancies occur by reason of the expiration of the term of office of any Trustee, then his successor shall hold for a term of four years. If the vacancy occur by reason of resignation, death, or removal, or any way other than by expiration of term, the Governor shall fill the place by appointment for the unexpired term. The appointment of every Trustee whose term of office has not expired when the Legislature next convenes after his appointment, shall be submitted to the Senate for confirmation. Nothing herein shall be construed to affect the tenure of office of the present Board of Trustees.

Board
Trustees.
Governor
appoint.
Term of
office.

Women as
Trustees.

Vacancies
filled by
Governor.

Senate
confirm.

SEC. 2. The Trustees shall qualify by taking the usual oath of office, and one of their number shall be President, to be selected by the Board and to hold office for one year. They shall receive no compensation for their services, but shall receive their necessary expenses while in the performance of official business.

Organization
of Board.

Compensa-
tion.
Necessary
expenses.

SEC. 3. The Board may take and hold in trust for the State any grant or devise of land, or any donation or bequest of money, or other personal property, heretofore or hereafter granted or devised, donated, or bequeathed to the use of said Home, and shall dispose of the same in accordance with the wishes of the testator or devisor, if expressed; or if no conditions are attached to the bequest or donation, then to invest, and use the proceeds of such investment, for the best interests of the Home.

Donations
held in trust.
Powers of
Board.

SEC. 4. The Trustees shall elect a Treasurer, who shall not be one of their number, and shall fix his compensation. He shall be required to give a bond in such sum as the Trustees may determine, with good and sufficient sureties, to their satisfaction, for the faithful performance of his duties, and shall have the custody of all moneys, bonds, notes, mortgages, and other securities and obligations belonging to the Home. He shall keep full and accurate accounts of receipts and payments, in the manner directed by the by-laws, and such other accounts as the Trustees shall prescribe. He shall balance his accounts at the close of the fiscal year, and make

Treasurer.
Bond.

Manner of
keeping
accounts.

Department of General Services

a statement of the balances therein, and an abstract of all receipts and payments of the past year, which he shall, upon demand, deliver to the Auditing Committee of the Board of Trustees, who shall compare the same with his books and vouchers, and verify the same by a further comparison with the books of the Superintendent, and certify their findings upon such examinations to the Trustees at their annual meeting. He shall further render an account of the state of his books, and of the funds and other property in his custody, whenever required to do so by the Trustees.

Rules and regulations.

Compensation of officers.
Bonds.

Superintendent, salary of.
Bond.

Superintendent, chief executive officer.
Duties of.

Matron, salary of.

Dismissal of subordinates.

Discipline.

Submission to Board of Superintendent's accounts.

SEC. 5. The Board shall establish such rules and regulations as may be deemed expedient for the management and government of the Home and for securing economy and accountability in all its affairs; and its officers and employes shall strictly observe such rules and regulations, which may be changed at any time, at the pleasure of the Board. The Board shall fix the compensation of all officers and employes of the institution or Home, and may require bonds if they deem it desirable, and shall fix the amount and determine the sufficiency thereof.

SEC. 6. The Board shall appoint a Superintendent, whose annual salary shall be twenty-four hundred dollars. Before entering upon the discharge of any duty, the appointee shall give a bond to the State of California in the sum of ten thousand dollars, with sureties to the satisfaction of the Board of Trustees, for the faithful performance of all duties. The Superintendent shall be chief executive officer of the Home; shall have the general superintendence of the buildings, workshops, grounds, and farm, together with their furniture, implements, fixtures, and stock, and the direction and control of all persons employed in and about the same, subject to the laws and regulations established by the Trustees. He shall also be ex officio Secretary of the Board of Trustees, and shall perform such duties as Secretary as the Board may direct. The Board shall appoint a Matron, and fix her salary, not exceeding nine hundred dollars per annum, and it may remove either Superintendent or Matron for cause. The Superintendent shall employ and discharge, subject to the approval and supervision of the Board of Trustees, such teachers, attendants, assistants, artisans, and laborers as he may think proper and necessary for the economical and efficient carrying into effect of the design of the institution, and shall prescribe their several duties and places. The Superintendent shall also, from time to time, give such orders and instructions as may appear best calculated to induce good conduct, fidelity, and economy in any department of labor and expense, and is authorized and enjoined to maintain salutary discipline among all who are employed by the institution or Home, and to enforce strict compliance with such instructions, and uniform obedience to all the rules and regulations of the Home; and shall further cause full and fair accounts and records of all his doings and of the entire business and operations of the institution, together with the condition and prospects of the pupils, to be kept regularly from day to day in books provided for that purpose, and shall see

that all such accounts and records are fully made up to the date of each half fiscal year, and that the principal facts and results, with an official report thereon, is laid before the Board at its semi-annual meetings, except it may be otherwise specially ordered. The exercise of all the powers of the Superintendent shall be subject to the approval of the Trustees. The Superintendent shall conduct the official correspondence, and keep a record of the applications received and the pupils admitted, and shall be accountable for the careful keeping and economical use of all furniture, stores, and other articles provided for the Home, and prepare and present to the Board, at its semi-annual meetings, a true and complete inventory of all personal property belonging to the Home.

Acts of Superintendent subject to approval of Board.
Superintendent as official correspondent.
General accountability of Superintendent.

SEC. 7. Whenever a parent, or guardian, or any person charged with the support of any child, shall desire the same to be admitted into the "California Home for the Care and Training of Feeble-Minded Children," he may appear before and petition the Court, or a Judge thereof, in the county in which he resides, for an order for the admission of said child into said Home. The Court or Judge shall inquire into the condition and status of said child, and if he find that the same is imbecile, or feeble-minded, between the age of five and twenty-one years, incapable of receiving instruction in the common schools, and has been a resident of the State for one year next preceding the date of the petition, he shall make an order that said child be received into, and maintained and educated in said Home; and upon the presentation of such order the Superintendent shall receive such child into said Home; *provided*, the Home be not already full, or the fund available to said Home be not exhausted. The Court or Judge shall also inquire into the financial condition of the parent, or guardian, or person charged with the support of such child, and if he find him able, in whole or in part, to pay the expenses of such child at said Home, he shall make a further order requiring such parent, guardian, or person charged with the support of said child, to pay to the said Home, at stated periods, such sums as in the opinion of the Court or Judge thereof he may deem proper, during such time as the child may remain in said Home. This order may be enforced by such order or orders as the Court or Judge thereof may deem necessary, and may be varied, altered, or revoked, in the discretion of the Court, or Judge thereof. But the Board may return to its parent or guardian any child who has been an inmate of said Home for the period of two months.

Mode of obtaining admission.

Judicial inquiry as to right of entry of applicants.

Proviso.

Where financially able, parent or guardian liable for maintenance.

Dismissal of inmates.

SEC. 8. If the capacity of the Home allows the reception of any additional pupils, the Trustees may admit younger or older persons of the same class upon the same terms before specified, and also non-residents of the State; but for all of this last class, the Trustees shall charge and receive for the Home a fair rate of compensation, to be fixed by the Trustees; and residence in the Home, on the part of a person admitted as a non-resident of the State, shall not be held to change that status. The Board of Trustees may admit into said Home any inmate for life upon such terms of donations, bequest, or

Admission of additional applicants.

Rate of compensation.

Life membership and terms.

Department of General Services